

## **Department of Planning and Budget 2015 Fiscal Impact Statement**

**1. Bill Number:** SB928

<b>House of Origin</b>	<input type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
<b>Second House</b>	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input checked="" type="checkbox"/> Enrolled

**2. Patron:** Edwards, J.

**3. Committee:** Passed Both Houses

**4. Title:** Virginia Administrative Process Act; default by non-appearing party.

**5. Summary:** Establishes a mechanism to more efficiently dispose of contested matters under the Virginia Administrative Process Act where the defendant in an administrative proceeding fails to appear at a hearing without a valid excuse. Currently, unless an agency's enabling statute provides differently, there is no provision for allowing an agency to enter a default order in a case in which the defendant fails to appear at a hearing.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** No Fiscal Impact.

**8. Fiscal Implications:** None.

**9. Specific Agency or Political Subdivisions Affected:** All state agencies that hold hearings and are not exempt from the Administrative Process Act, the Office of the Attorney General, and the Supreme Court.

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** A prior version of this bill had a negative fiscal impact for the Department of Medical Assistance Services (DMAS). The current version provides an exemption for DMAS that removes the fiscal impact.

Date: 2/27/15