

Department of Planning and Budget

2017 Fiscal Impact Statement

1. Bill Number: SB1305ER

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

2. Patron: Vogel

3. Committee: Passed Both Houses

4. Title: Inability to pay fees or costs on account of poverty; guidelines.

5. Summary: Requires the court to use the guidelines for determining indigency for the appointment of counsel in determining a person's inability to pay fees or costs on account of poverty in a civil action. In determining a person's inability to pay fees or costs on account of his poverty, the court shall consider the factors set forth in subsection B of § 19.2-159.

6. Budget Amendment Necessary: No

7. Fiscal Impact Estimates: Final (see Item #8)

8. Fiscal Implications: The proposed legislation would direct the court to consider the statutory criteria specified in Virginia Code § 19.2-159 in determining a person's inability to pay court fees and costs in civil cases on account of their poverty. According to the Office of the Executive Secretary of the Supreme Court (OES), many courts already exercise their discretion to utilize existing statutory criteria in § 19.2-159 of the Virginia Code; therefore, the proposed legislation is not expected to have a material fiscal impact.

9. Specific Agency or Political Subdivisions Affected: Courts

10. Technical Amendment Necessary: No

11. Other Comments: None