

## **Department of Planning and Budget**

### **2020 Fiscal Impact Statement**

**1. Bill Number:** SB938ER

|                        |                                       |                                     |  |
|------------------------|---------------------------------------|-------------------------------------|--|
| <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:** Favola

**3. Committee:** Passed Both Houses

**4. Title:** Fees collected by circuit court clerks for recording and indexing

**5. Summary:** The proposed bill increases by \$2 the fees for the recording and indexing of certain documents. The bill further increases from \$1.50 to \$3.50 the portion of the recording and indexing fee collected by circuit court clerks that is designated for use in preserving the permanent records of the circuit courts.

**6. Budget Amendment Necessary:** No

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

**8. Fiscal Implications:** Currently, the Library of Virginia (LVA) operates the Circuit Court Records Preservation Program (CCRP) which is funded by \$1.50 of the clerk's recordation fee. The proposed bill would increase the portion of the fee for the CCRP from \$1.50 to \$3.50. The additional revenue generated by this bill would be used by the CCRP to assist circuit court clerks with record preservation issues such as environmental conditions, disaster planning, site inspections, alkaline paper standards, conservation treatment of paper, microfilm and optical reformatting, legalities of reformatting and procedures for preparing a grant application. In recent years, due to limited courthouse space and record security concerns, many circuit court clerks have opted to have LVA store its permanent records. The additional revenue generated by this bill would also help cover the cost of increased storage demands.

According to the Office of the Executive Secretary of the Supreme Court ("OES"), the proposed bill is expected to have a minimal fiscal impact.

**9. Specific Agency or Political Subdivisions Affected:** Circuit court clerks

**10. Technical Amendment Necessary:** No

**11. Other Comments:** None