

Department of Planning and Budget 2020 Fiscal Impact Statement

1. Bill Number: SB97

House of Origin ☐ Introduced ☒ Substitute ☐ Engrossed
Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron: McClellan

3. Committee: Finance and Appropriations

4. Title: Virginia Fair Housing Law; unlawful discriminatory housing practices.

5. Summary: Provides that it is an unlawful discriminatory housing practice for any political jurisdiction or its employees or appointed commissions to discriminate in the application of local land use ordinances or guidelines, or in the permitting of housing developments, on the basis of race, color, religion, national origin, sex, elderliness, familial status, handicap, or because the housing development contains or is expected to contain affordable housing units occupied or intended for occupancy by families or individuals with incomes at or below 80 percent of the median income of the area where the housing development is located or is proposed to be located unless the location of a development or proposed development is at the time of municipal decision within a census tract wherein more than 50 percent of the residential units house families or individuals at or below 80 percent of the area median income. The bill also requires the Fair Housing Board, after consultation with the Attorney General and instead of issuing a charge for a violation, to immediately refer the matter to the Attorney General for civil action in the appropriate circuit court for appropriate relief. The bill contains technical amendments.

6. Budget Amendment Necessary: Yes; Item 61, Attorney General and Department of Law.

7. Fiscal Impact Estimates: Preliminary. See Item 8.

7a. Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2020	0	0	n/a
2021	\$370,856	3.0	GF
2022	\$370,856	3.0	GF
2023	\$370,856	3.0	GF
2024	\$370,856	3.0	GF
2025	\$370,856	3.0	GF
2026	\$370,856	3.0	GF

8. Fiscal Implications: The Attorney General and Department of Law indicates this bill will expand duties of the Division of Human Rights requiring an additional attorney, paralegal, and administrative staff. Several similar bills require additional resources for the Division of

Human Rights, if these similar bills pass no additional resources will be required above those listed in this impact statement.

It is anticipated that this bill will not result in a fiscal impact to the Department of Professional and Occupational Regulation or the courts.

9. Specific Agency or Political Subdivisions Affected: Department of Professional and Occupational Regulation; Attorney General and Department of Law; courts; localities.

10. Technical Amendment Necessary: No.

11. Other Comments: HB7 also prohibits unlawful discriminatory housing practices.