

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: General Laws

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, or handicap. The bill also 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, because a 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 provisions of the bill are contingent on funding in a general appropriation act.

6. Budget Amendment Necessary: Yes; Item 61 HB/SB 30.

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

7a. Expenditure Impact: Attorney General and Department of Law

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2020	0	0	n/a
2021	\$267,603	2.0	GF
2022	\$267,603	2.0	GF
2023	\$267,603	2.0	GF
2024	\$267,603	2.0	GF
2025	\$267,603	2.0	GF
2026	\$267,603	2.0	GF

8. Fiscal Implications: The Attorney General and Department of Law (OAG) indicates this bill will expand duties of the Division of Human Rights requiring an additional attorney and paralegal. OAG has revised the impact from three positions to two positions. 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.

The provisions of the bill are contingent on funding in a general appropriation act.

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.