

## Department of Planning and Budget 2007 Fiscal Impact Statement

**1. Bill Number** SB1003

<b>House of Origin</b>	<input checked="" 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 type="checkbox"/> Enrolled

**2. Patron** Houck

**3. Committee** General Laws and Technology

**4. Title** Freedom of Information Act (FOIA); venue for enforcement actions.

**5. Summary/Purpose:** This bill clarifies that venue for the enforcement of FOIA rights and privileges against state public bodies, including state institutions, may be brought in general district court or the circuit court of the residence of the aggrieved party or of the City of Richmond. The bill addresses a recent Supreme Court of Virginia case of *William F. Shaw v. John T. Casteen, et al*, where the Supreme Court upheld the trial court's decision that a FOIA action against the University of Virginia could not be brought where the aggrieved party lived. The bill contains technical amendments and is a recommendation of the Virginia Freedom of Information Advisory Council.

**6. No Fiscal Impact**

**7. Budget amendment necessary:** No.

**8. Fiscal implications:** None.

**9. Specific agency or political subdivisions affected:** general district and circuit courts

**10. Technical amendment necessary:** None.

**11. Other comments:** No.

**Date:** 01/16/07 / acd

**Document:** H:\BOS-RO\Legislation\07 Session\FIS-ACD\SB1003

cc: Secretary of Administration