

## Department of Planning and Budget

### 2007 Fiscal Impact Statement

**1. Bill Number** SB1400

<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** Colgan

**3. Committee** General Laws and Technology

**4. Title** Conduct of governmental bodies.

**5. Summary/Purpose:** The bill amends the State and Local Government Conflict of Interests Act. More specifically, it provides that if the disqualification of a state or local government officer or employee who has a personal interest in a transaction leaves fewer than the number required by law to act, the remaining member or members shall constitute a quorum for the conduct of business and have authority to act for the agency by majority vote. In addition, the bill requires that in any locality having adopted a zoning ordinance that provides for the consideration of proposed amendments, all motions, resolutions, or petitions for amendment to the zoning ordinance or map shall be acted upon and a decision made within such reasonable time as may be necessary, which shall not exceed 12 months unless the applicant requests or consents to action beyond such period or unless the applicant withdraws his motion, resolution, or petition for amendment to the zoning ordinance or map. Currently, such requirement only applies to any county having adopted such a zoning ordinance.

**6. No Fiscal Impact.**

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

**8. Fiscal implications:** The bill does not present a fiscal impact to the Commonwealth. It primarily adds language redefining a quorum when a governing body loses a member to disqualification. This is a policy change with no additional cost. The bill does expand from a county level to a locality level a requirement relating to the hearing of zoning ordinance amendment proceedings within a 12 month period, but the state will not incur any costs relative to this change.

**9. Specific agency or political subdivisions affected:** All state agencies and political subdivisions.

**10. Technical amendment necessary:** No.

**11. Other comments:** None.

**Date:** 01/24/07 / wfb

**Document:** G:\BOS Stuff\2007 Session\2007 Legislation\SB1400.Doc