

Department of Planning and Budget 2007 Fiscal Impact Statement

1. Bill Number SB973

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|------------------------|------------------------------------------------|-------------------------------------|------------------------------------|
| House of Origin | <input checked="" type="checkbox"/> Introduced | <input type="checkbox"/> Substitute | <input type="checkbox"/> Engrossed |
| Second House | <input type="checkbox"/> In Committee | <input type="checkbox"/> Substitute | <input type="checkbox"/> Enrolled |

2. Patron Howell

3. Committee Senate Courts of Justice

4. Title Creation of Pro Hac Vice Fund

5. Summary/Purpose: Establishes the Pro Hac Vice Fund as a special, nonreverting fund comprised of fees collected for applications to associate counsel (out-of-state attorneys). Moneys in the Fund are to be used by the Supreme Court for improving the administration of justice. The fee, under new Rule 1A:4, will be \$250.

6. Fiscal Impact Estimates are: Indeterminant (see item 8)

7. Budget amendment necessary: Yes, Item 25

8. Fiscal implications: Rule 1A:4 of the Rules of the Supreme Court of Virginia will require a \$250 application fee to out of state lawyers who wish to appear *pro hac vice* as counsel in any matter pending before a tribunal in the Commonwealth of Virginia. According to the Supreme Court, data is not available as to how many cases involve *pro hac vice* admissions. For every 100 cases involving pro hac vice admissions, only \$2,500 is generated from this fee. Any fees collected would need to be appropriated to allow expenditure by the Supreme Court.

9. Specific agency or political subdivisions affected: Courts, Department of Accounts

10. Technical amendment necessary: No

11. Other comments: A fund code would be required to be established for Pro Hac Vice Fund. This legislation is similar to HB 2115.

Date: 01/30/07 / RMT

Document: G:\FIS 2007\SB973.Doc Reginald Thompson