

Department of Planning and Budget 2010 Fiscal Impact Statement

1. Bill Number: HB646

House of Origin	<u> X </u>	Introduced	<u> </u>	Substitute	<u> </u>	Engrossed
Second House	<u> </u>	In Committee	<u> </u>	Substitute	<u> </u>	Enrolled

2. Patron: Armstrong

3. Committee: Privileges and Elections

4. Title: Elections; qualification of candidates.

5. Summary: Requires that any action of the State Board in accepting or failing to accept the qualification of any candidate shall be considered a case decision and subject to the Administrative Process Act.

6. Fiscal Impact Estimates: There is no material fiscal impact.

7. Budget Amendment Necessary: No

8. Fiscal Implications: This bill makes candidate qualification decisions subject to the Administrative Process Act, which gives candidates the right to a direct review of decision(s) by an appropriate and timely court action against the agency. SBE's legal representation is the Attorney General; therefore, no legal fees would be incurred by SBE unless granted the authorization to use a private attorney. The bill may, however, result in increased workload for the Attorney General.

9. Specific Agency or Political Subdivisions Affected: State Board of Elections, Attorney General

10. Technical Amendment Necessary: No

11. Other Comments: None

Date: 1/25/2010 dpb

Document: <http://dpb.virginia.gov/efis/fistemplate.doc>