

## Department of Planning and Budget 2011 Fiscal Impact Statement

**1. Bill Number:** HB1457

<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:** Marshall, R.G.

**3. Committee:** General Laws

**4. Title:** Freedom of Information Act; violations and penalties.

**5. Summary:** Provides that public employees may be terminated or otherwise disciplined for knowing and willful violations of Freedom of Information Act (FOIA). The bill also clarifies existing law that officers, employees, and members of public bodies may be subject to civil penalties for knowing and willful violations of FOIA.

**6. Budget Amendment Necessary:** No

**7. Fiscal Impact Estimates:** Insignificant (see item 8)

**8. Fiscal Implications:** Officers, employees, and members of public bodies are currently required under existing FOIA legislation to comply with FOIA. According to the Virginia FOIA Council, knowing and willful violations are not common in Virginia and such a violation would most likely result in termination of the employee. Therefore, any fiscal impact will be insignificant.

**9. Specific Agency or Political Subdivisions Affected:** All state agencies and institutions of higher education

**10. Technical Amendment Necessary:** No

**11. Other Comments:** None

**Date:** January 14, 2011

**Document:** CLC/HB1457

**c:** Secretary of Administration