

## **Department of Planning and Budget 2016 Fiscal Impact Statement**

**1. Bill Number:** SB348

<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:** Deeds

**3. Committee:** Agriculture, Conservation and Natural Resources

**4. Title:** Pesticide Control Act; civil penalties; process.

**5. Summary:** This bill clarifies the process by which the Board of Agriculture and Consumer Services assesses a penalty for a violation of the Virginia Pesticide Control Act (VPCA), aligning the provisions of VPCA with those of the Administrative Process Act (APA). The bill provides that a notice of an alleged violation does not constitute a case decision under the APA and gives the recipient of such notice 30 days to provide additional relevant facts. The bill preserves the recipient's rights to an informal fact-finding conference, an appeal of a final order, and other aspects of due process found in current law.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** Preliminary.

**8. Fiscal Implications:** It is anticipated that this bill will not result in a fiscal impact to the Department of Agriculture and Consumer Services.

**9. Specific Agency or Political Subdivisions Affected:** Department of Agriculture and Consumer Services.

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.