

Department of Planning and Budget

2017 Fiscal Impact Statement

1. Bill Number: SB1128

House of Origin	<input 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: DeSteph

3. Committee: General Laws and Technology

4. Title: Virginia Freedom of Information Act; failure to respond to request for records.

5. Summary: The bill provides that there shall be a rebuttable presumption that a failure to respond to a request for records was willful and knowing.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Indeterminate.

8. Fiscal Implications: Under § 2.2-3714, a willful and knowing violation of certain provisions of the Virginia Freedom of Information Act, including the failure to respond to a request for records, is punishable by a civil penalty between \$500 and \$2,000. However, it is unknown how often the offense will be incurred, so the fiscal impact is indeterminate. Civil penalty amounts imposed are paid into the State Literary Fund.

9. Specific Agency or Political Subdivisions Affected: Any public body who receives a request for information under the Virginia Freedom of Information Act.

10. Technical Amendment Necessary: No.

11. Other Comments: None.