

## **Department of Planning and Budget**

### **2023 Fiscal Impact Statement**

**1. Bill Number:** SB1486ER

**House of Origin**    ☐ Introduced    ☐ Substitute    ☐ Engrossed

**Second House**    ☐ In Committee    ☐ Substitute    ☒ Enrolled

**2. Patron:** Morrissey

**3. Committee:** Passed Both Houses

**4. Title:** Per diem compensation for retired judges temporarily recalled to service

**5. Summary:** The bill amends § 17.1-327 (Payment for services of retired judges; members of the State Corporation Commission and Virginia Workers' Compensation Commission) raising from \$200 to \$400 the per diem compensation for retired judges temporarily recalled to service.

**6. Budget Amendment Necessary:** Yes, Items 45, 46, and 47

**7. Fiscal Impact Estimates:** Final (see Item 8 below)

**8. Fiscal Implications:** According to the Executive Secretary of the Supreme Court (“OES”), the bill would increase the per diem compensation for retired judges temporarily recalled to service from \$250 to \$400.

Retired judges sat for 10,355 days in FY 2019, the last full year before COVID-19 impacted court operations. If the per diem was increased to \$400 and the utilization of retired judges returned to the pre-COVID level the fiscal impact would be an increase of the per diem expenditures by \$1,672,073 (\$1,553,250 for per diem and \$118,823 for FICA taxes). The introduced budget (HB1400/SB800) included \$1,672,073 in general fund appropriation for this initiative.

The fiscal impact on the Virginia Workers’ Compensation Commission and the State Corporation Commission is indeterminate.

**9. Specific Agency or Political Subdivisions Affected:** Courts, Virginia Workers’ Compensation Commission, State Corporation Commission

**10. Technical Amendment Necessary:** No

**11. Other Comments:** No