

## Department of Planning and Budget 2022 Fiscal Impact Statement

**1. Bill Number:** HB734

<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:** Robert B. Bell

**3. Committee:** General Laws

**4. Title:** Virginia Freedom of Information Act; disclosure of certain criminal records.

**5. Summary:** Provides that no criminal investigative file or portion thereof shall be disclosed to any requester except (i) the victim, (ii) members of the victim's immediate family, if the victim is deceased, or (iii) the victim's parent or guardian, if the victim is a minor, unless the public body has notified any such individual of the request for such information. Upon notification of a request, such persons may file a petition in an appropriate court for an injunction to prevent disclosure of the records. The bill requires the court to consider certain information in making its determination and provides that a public body shall be prohibited from disclosing criminal investigative files if the court awards an injunction.

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

**7. Fiscal Impact Estimates:** Preliminary, No Impact.

**8. Fiscal Implications:** This bill is not expected to create a fiscal impact to state agencies. According to the Office of the Executive Secretary of the Supreme Court, the proposed bill is not expected to have a material fiscal impact on the operations of the court system.

**9. Specific Agency or Political Subdivisions Affected:** All state agencies and other public bodies covered by the Virginia Freedom of Information Act.

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

**11. Other Comments:** Similar to HB968.

Date: 1/25/2022