

Department of Planning and Budget 2001 Fiscal Impact Statement

1. **Bill Number** HB2458

House of Origin	<input type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input checked="" type="checkbox"/> Engrossed
Second House	<input checked="" type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. **Patron** Phillips

3. **Committee** S. Courts of Justice

4. **Title** Using prescriptions not as prescribed; penalty.

5. **Summary/Purpose:** This legislation proposes to amend §18.2-258.2 that makes it unlawful for any person to introduce into the body a lawfully prescribed drug in a manner inconsistent with the prescribed use if the sole intent of the user is to become intoxicated. A violation would be a Class 1 misdemeanor.

6. **Fiscal Impact Estimates are:** Tentative. See item 8.

7. **Budget amendment necessary:** No.

8. **Fiscal implications:** The fiscal implications of this legislation are uncertain. The impact cannot be determined because the number of people who might violate the provisions of the code is unknown.

Anyone convicted of a Class 1 misdemeanor can be sentenced to time in jail. Any increase in jail population will increase costs to the state. The Commonwealth pays the localities \$8.00 a day for each misdemeanant held in a jail and \$14.00 a day for each state responsible inmate. It also funds most of the jails' operating costs, e.g. correctional officers. The state's share of these costs on a per prisoner, per day basis varies from locality to locality. However, according to the Compensation Board, the estimated total state support for local jails averaged \$30.54 per inmate, per day in FY 1999.

9. **Specific agency or political subdivisions affected:** Local law enforcement, Sheriffs, and the Compensation Board

10. **Technical amendment necessary:** None.

11. **Other comments:** None.

Date: 01/29/01 / mem

Document: MEM F:\MEM\FIS\01\hb2458E.doc

cc: Secretary of Public Safety

PDF Created 1/30/2001 10:05:32 AM