

**Department of Planning and Budget**  
**2004 Fiscal Impact Statement**

**1. Bill Number** HB 1093

**House of Origin**    ☐ Introduced    ☒ Substitute    ☐ Engrossed  
**Second House**    ☒ In Committee    ☐ Substitute    ☐ Enrolled

**2. Patron**        **Moran**

**3. Committee**   **Senate Courts of Justice**

**4. Title**         **Abuse and neglect of incapacitated adults**

**5. Summary/Purpose:**

Under current law, it is a Class 6 felony to abuse or neglect an incapacitated adult in such a way to cause serious bodily injury or disease. The proposed legislation would increase the offense to a Class 4 felony.

**6. Fiscal Impact:** Preliminary. See Item 8.

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

**8. Fiscal implications:**

The Virginia Criminal Sentencing Commission has determined, pursuant to §30-19.1:4 of the Code of Virginia, that the impact of the proposed legislation on state-responsible (prison) bed space cannot be determined. However, it is expected that the impact will be negligible.

**9. Specific agency or political subdivisions affected:** Department of Corrections

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

**11. Other comments:**

As originally introduced, this legislation would have required an appropriation of \$11,929, pursuant to the provisions of § 30-19.1:4, and the Governor included that funding in executive amendments submitted to the General Assembly. Because the bill has been amended, it is no longer projected to have a bed space impact and that proposed funding is not needed.

**Date:** 02/18/04 / rwh

**Document:** G:\LEGIS\Fis-04\HB1093S1.DOC Dick Hall-Sizemore

cc: Secretary of Finance  
Secretary of Public Safety