

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

**1. Bill Number** HB 1129

<b>House of Origin</b>	<input 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 checked="" type="checkbox"/> Enrolled

**2. Patron** McDonnell

**3. Committee** Passed both houses

**4. Title** Recording of motion pictures

**5. Summary/Purpose:**

The proposed legislation would make it a Class 1 misdemeanor to record a motion picture in a commercial theater without the permission of the owner of the theater.

**6. Fiscal Impact Estimates are:** Final. See Item 8.

**7. Budget amendment necessary:** None.

**8. Fiscal implications:**

Anyone convicted of a Class 1 misdemeanor is subject to a sentence of up to 12 months in jail. There is not enough information available to reliably estimate how many additional inmates in jail could result from this proposal. Any increase in jail population will increase costs to the state. The Commonwealth pays the localities \$8.00 a day for each misdemeanant or otherwise local responsible prisoner held in a jail. 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 \$29.80 per inmate, per day in FY 2002.

**9. Specific agency or political subdivisions affected:** Local and regional jails.

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

**11. Other comments:** None.

**Date:** 03/28/04 / rwh

**Document:** G:\LEGIS\Fis-04\HB1129ER.Doc Dick Hall-Sizemore

cc: Secretary of Finance