

## Department of Planning and Budget 2004 Fiscal Impact Statement

**1. Bill Number:** HB760

<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** Hurt

**3. Committee** Passed both houses

**4. Title** Third or subsequent conviction of criminal street gang crimes

**5. Summary/Purpose:** Makes a third or subsequent conviction of sections prohibiting criminal street gang participation and recruitment within 10 years a Class 3 felony (five to 20 years in prison).

**6. Fiscal Impact Estimates are:** Final

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

**8. Fiscal implications:** According to the Virginia Criminal Sentencing Commission, this legislation could increase state-responsible (prison) bed space needs of the Commonwealth. No data is available, though, to estimate the number of additional beds needed, although it is anticipated that the number would be small. Pursuant to Section 30-19.1:4, the estimated amount of the necessary appropriation cannot be determined for periods of imprisonment in state adult correctional facilities and is \$0 for periods of commitment to the custody of the Department of Juvenile Justice.

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

**10. Technical amendment necessary:** No

**11. Other comments:** None

**Date:** 03/17/04 / MDM

**Document:** G:\FIS\HB760ER.Doc Michael Maul

cc: Secretary of Public Safety