

Department of Planning and Budget 2005 Fiscal Impact Statement

1. Bill Number HB2215

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

2. Patron Albo

3. Committee Passed both Houses

4. Title Computer crimes; penalties.

5. Summary/Purpose: Modernizes the Virginia Computer Crimes Act by updating definitions to comport with changing technology, removing superfluous language and relocating language.

6. Fiscal Impact: See item 8.

7. Budget amendment necessary: No

8. Fiscal implications: The bill adds malicious intent to the prohibition of unauthorized use of a computer and lowers the damage threshold between a felony and misdemeanor from \$2,500 to \$1,000. These changes have offsetting impacts, and there is not enough information to reliably estimate whether jail time costs would increase, decrease, or remain at current levels.

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's most recent Jail Cost Report (FY 2003), the estimated total state support for local jails averaged \$27.42 per inmate, per day in FY 2003.

Due to the lack of data, 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.

9. Specific agency or political subdivisions affected: Department of Corrections; Local and regional jails.

10. Technical amendment necessary: No

11. Other comments: None

Date: 03/08/05 / wfb

Document: G:\Bos Stuff\2005 Legislation\Hb2215ER.Doc

cc: Secretary of Public Safety