

Department of Planning and Budget 2005 Fiscal Impact Statement

1. Bill Number HB2259

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

2. Patron Bell

3. Committee Transportation

4. Title Maliciously running over road flares; penalty.

5. Summary/Purpose: Provides that any person who willfully and intentionally destroys a flare, reflectorized triangular warning device, vehicular hazard warning signal flasher, traffic cone, or any other such signal while it is being used to indicate that a vehicle is stopped on any roadway or on the shoulder of any highway in the Commonwealth is guilty of a Class 1 misdemeanor.

6. Fiscal Impact Estimates are: PRELIMINARY.

7. Budget amendment necessary: No.

8. Fiscal implications: Anyone convicted of a Class 1 misdemeanor is subject to a sentence of up to 12 months in jail. According to the Virginia Criminal Sentencing Commission, 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 inmate 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 inmate, 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.

9. Specific agency or political subdivisions affected: Local and regional jails, Compensation Board, state and local law enforcement agencies.

10. Technical amendment necessary: No.

11. Other comments: None.

Date: 01/19/05 / jgc

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cc: Secretary of Administration
Secretary of Public Safety