

## Department of Corrections, Central Activities

### 2006 Fiscal Impact Statement

**1. Bill Number** HB207

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

**2. Patrons** Cox, Carrico, Cline, Cosgrove, Janis, Nixon and Reid

**3. Committee** Passed both houses

**4. Title** Community-based correctional facilities; location and notice

**5. Summary/Purpose:**

Community-based correctional facilities; location and notice. At least 90 days prior to (i) the issuance of a request for proposal for construction, (ii) the execution of a contract for the purchase of improved or unimproved land, or (iii) the execution or renewal of a lease agreement, notice shall be given by the Director to the chairman of the board of supervisors or mayor of the county, city, or town in which the facility is to be located. Such notice shall also be given to each adjacent land owner. In addition, if the local governing body in the jurisdiction where the facility is to be located so requests, the Department shall hold a public hearing in that jurisdiction.

6. Fiscal Impact Estimates are: *At this time it is not possible to determine the true fiscal impact HB207 would create for the Department of Corrections. The Department is already facing the burden of a funding shortfall (approximately \$500,000) to support leasing properties for its Probation and Parole Offices throughout the Commonwealth. If passed, this bill could easily impact the Department's ability to purchase/lease future Community-Based correctional facilities and could create a restricted market (seller's market) affecting the Department's negotiating strength since competitive properties would be eliminated.*

*In addition to the fiscal impact identified above, there are other factors that should be taken into consideration before allowing this bill to pass. Please note the following:*

- *Individuals supervised by Community Corrections reside, work, shop, and have recreation activities in the community where the Probation and Parole offices are located. Contact and supervision is made at places of employment and the residence, in addition to the offices.*
- *Space is appropriately zoned for business activities and is commercially leased property. Efforts are made to work cooperatively with others located nearby and the individuals under supervision are advised to act appropriately.*
- *There is a positive community impact by the low key presence of a Probation and Parole office. Frequent visits by uniformed law enforcement officers on routine business adds an additional public safety measure for the location.*

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

**8. Fiscal implications:** See comments in item #6 above.

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

**10. Technical amendment necessary: No.**

**11. Other comments: None.**

**Date:** 03/02/06 / LDC

**Document:** HB207ER.doc

cc: Secretary of Public Safety