

## Department of Planning and Budget 2007 Fiscal Impact Statement

1. **Bill Number** SB1065

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

2. **Patron** McDougle

3. **Committee** Courts of Justice

4. **Title** Sex Offender Registry; penalty.

5. **Summary/Purpose:** Clarifies that a person convicted of attempt or conspiracy to commit a registerable offense must register. The bill elevates carnal knowledge of a child 13 years of age but less than 15 years of age, which is currently a registerable offense, to a sexually violent offense and makes pandering, which is currently not a registerable offense, a sexually violent offense. The bill makes a first offense (currently a second offense) of production, publication, sale, possession with intent to distribute, and financing of sexually explicit visual material involving children a sexually violent offense. Federal convictions for sex trafficking, abusive sexual contact, and sexual abuse are added as sexually violent offenses. Persons required to register will have to provide palm prints and vehicle registration information for any vehicle they own or operate. Failure to reregister in person within three days following any change in owned or operated vehicle registration information will be a Class 6 felony.

6. **Fiscal Impact Estimates are:** PRELIMINARY; See Item 8.

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

8. **Fiscal implications:** According to the Virginia Sentencing Commission, the magnitude of the fiscal impact resulting from the substitute proposal cannot be determined. Since the proposal expands sex offender registration requirements, the proposal may increase the future state and local responsible bed space needs. The Commission also states that the proposal could impact the number of offenders needing supervision under adult community corrections programs.

The Department of State Police states a fiscal impact will not occur due to this proposal.

9. **Specific agency or political subdivisions affected:** Departments of Corrections, State Police and Juvenile Justice, local and regional jails, local law enforcement agencies.

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

11. **Other comments:** None.

**Date:** 02/05/07 / jgc

**Document:** G:\2007\EFIS\Posted\SB1065S1.DOC

cc: Secretary of Public Safety  
Secretary of Administration