

## Department of Planning and Budget 2008 Fiscal Impact Statement

**1. Bill Number:** HB1055

House of Origin      X      Introduced                  Substitute                  Engrossed  
Second House                 In Committee              Substitute                  Enrolled

**2. Patron:**        Scott, J.M.

**3. Committee:** Militia, Police and Public Safety

**4. Title:**        **Possession of firearms by certain persons who have had parental rights terminated; penalty.**

**5. Summary:** Prohibits a person who has had his parental rights terminated based upon a finding of aggravated circumstances from purchasing, possessing, or transporting a firearm. The bill defines aggravated circumstances as torture, chronic or severe abuse, or chronic or severe sexual abuse of a child of the parent or a child with whom the parent resided at the time such conduct occurred. A violation of this section would be a Class 1 misdemeanor (a fine up to \$2,500 and/or up to 12 months in jail).

**6. Fiscal Impact Estimates:** PRELIMINARY.

**7. Budget Amendment Necessary:** No.

**8. Fiscal Implications:** Although insufficient data exists to determine the fiscal impact due to the legislation at this time, the legislation could result in an increase in the jail population. 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 FY2006 Jail Cost Report (November 1, 2007), the estimated total state support for local jails averaged \$28.42 per inmate, per day in FY 2006.

**9. Specific Agency or Political Subdivisions Affected:** Local and regional jails, law enforcement agencies statewide, State Compensation Board.

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.

**Date:** 1/23/2008    dpb/jgc

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cc: Secretary of Administration  
Secretary of Public Safety