

Department of Planning and Budget 2008 Fiscal Impact Statement

1. Bill Number: SB590-S1

House of Origin ☐ Introduced ☒ Substitute ☐ Engrossed
Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron: Howell

3. Committee: Finance

4. Title: Sex offenders; registration; penalty.

5. Summary: Makes various amendments addressing the Sex Offender and Crimes Against Minors Registry including what crimes require registration, the effect of a failure to register or reregister, the effect of providing false information or failing to provide registration information.

6. Fiscal Impact Estimates: PRELIMINARY.

6a. Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2008			
2009	\$426,579	4.0	General Fund
2010	\$336,201	4.0	General Fund
2011	\$336,201	4.0	General Fund
2012	\$336,201	4.0	General Fund
2013	\$336,201	4.0	General Fund
2014	\$336,201	4.0	General Fund

7. Budget Amendment Necessary: Yes. Items 420.

8. Fiscal Implications: According to the Department of State Police, the proposed legislation could increase the number of violent sex offenders by approximately 1,911 due to including §18.2-63 (a). This proposal will require an additional 191 individuals to register since they were convicted of 18.2-374.1:1; thereby, requiring an additional 191 re-registration mailings and 382 address verifications. Currently the registry has 3,650 active violent sex offenders and 1,534 active sex offenders for a total of 5,184 registered offenders. With the addition of the 191 new sex offenders, the department will be responsible for 5,375 offenders. To date, the troopers conduct 10,368 bi-annual address verifications. This bill will increase the number of verifications conducted to 10,750 per year. The department estimates that four positions are needed (two sworn personnel and two support staff positions) to address the increased workload associated with this legislation (\$426,579 the first year and \$336,201 the second year).

According to the Department of Corrections, the impact on their Probation and Parole Division should be minimal and are expecting to absorb any costs incurred.

According to the Virginia Criminal Sentencing Commission, the impact on state beds (Corrections) from this legislation is estimated at 13 beds by FY2014. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation is at least \$351,376. Regarding local beds (local and regional jails), the impact is estimated to be a net decrease of three beds by FY2014 (savings of \$35,851). Although data is not available to estimate the proposal's impact on local or state community corrections resources, changing a crime from a Class 1 misdemeanor to a Class 6 felony could decrease the demand for local community-based probation services and increase the need for state community corrections resources. Also, the proposal could result in additional commitments to the Department of Juvenile Justice due to additional commitments, but the size of the impact cannot be quantified. The Department of Juvenile Justice reports that the impact on the bed space needs of juvenile detention facilities cannot be determined.

9. Specific Agency or Political Subdivisions Affected: Local and regional jails, Compensation Board, Departments of State Police, Corrections and Juvenile Justice

10. Technical Amendment Necessary: No.

11. Other Comments: None.

Date: 1/31/2008 dpb/jgc

Document: G:\2008\EFIS\Posted\SB590S1.DOC