

Department of Planning and Budget 2009 Fiscal Impact Statement

1. Bill Number: HB1764

House of Origin	<u>X</u>	Introduced	<u> </u>	Substitute	<u> </u>	Engrossed
Second House	<u> </u>	In Committee	<u> </u>	Substitute	<u> </u>	Enrolled

2. Patron: Ingram

3. Committee: Courts of Justice

4. Title: Mandatory minimum term for battery of a teacher.

5. Summary: Increases the mandatory minimum term of confinement of a person convicted of battery of a teacher, principal, assistant principal, or guidance counselor of any elementary or secondary school, while engaged in the performance of his duties as such, from two to five days.

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 since the proposal increases the mandatory minimum from two to five days. The Commonwealth pays the localities \$8.00 a day for each misdemeanor 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 FY2007 Jail Cost Report (November 1, 2008), the estimated total state support for local jails averaged \$28.77 per inmate, per day in FY 2007.

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

10. Technical Amendment Necessary: No

11. Other Comments: None.

Date: 1/19/2009 dpb/jgc

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