

Department of Planning and Budget 2009 Fiscal Impact Statement

1. Bill Number: SB 1329

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

2. Patron: McEachin

3. Committee: Senate Courts of Justice

4. Title: Collateral consequences of criminal convictions; Attorney General to identify and put on Internet.

5. Summary: SB 1329 requires the Attorney General to identify, collect, and make available on the Internet a list of constitutional, statutory and regulatory collateral consequences of a criminal conviction. Collateral consequences are those consequences that arise as a result of a criminal conviction (such as employment barriers) but are not imprisonment, parole, probation, fines, forfeiture, restitution, etc.

The staff at the Office of the Attorney General reports the substitute bill does not change the fiscal impact.

6. Fiscal Impact Estimates:

6a. Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2009	\$126,000	3.00	GF
2010	\$298,531	2.00	GF
2011	\$126,035	1.00	GF
2012	\$126,035	1.00	GF
2013	\$126,035	1.00	GF
2014	\$126,035	1.00	GF
2015	\$126,035	1.00	GF

7. Budget Amendment Necessary: Yes, Item 56, Legal Advice program, Office of the Attorney General, in HB1600/SB 850.

8. Fiscal Implications: This bill will require the Office of the Attorney General (OAG) to review the Constitution, the Code of Virginia, and all administrative regulations promulgated by state agencies, publish it on the internet, and update this list. The OAG currently reviews all legislative initiatives. However OAG staff reports that to complete this task its attorneys would have to scour the entire Constitution, Code of Virginia, and administrative regulations. Further, the OAG information technology (IT) needs will be substantial to keep the database linked in a searchable format.

The OAG currently estimates that it will need two (2) additional attorneys to search the expansive documents. To work towards the deadline of October, 2009, the OAG would need to begin work on the project immediately after the bill is passed.

It is estimated that the legal positions can be phased out after the first 18 months. The remaining IT position is needed to design, develop, and maintain the database. Once start-up is complete, the OAG estimates that resources would be needed to maintain the database in a searchable format.

9. Specific Agency or Political Subdivisions Affected: Office of the Attorney General

10. Technical Amendment Necessary: No

11. Other Comments: None

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