

Department of Planning and Budget 2010 Fiscal Impact Statement

1. Bill Number: HB168

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: Pogge

3. Committee: Agriculture, Chesapeake and Natural Resources.

4. Title: **Personal flotation devices required for children; civil penalty.**

5. Summary: This bill requires children 12 years of age or younger to wear a Type I, II, III, or V U.S. Coast Guard-approved personal flotation device on recreational vessels. The Director of Game and Inland Fisheries may assess any recreational vessel operator found in violation of this provision a civil penalty of up to \$100. However, this penalty may be waived if the person completes a boating safety education course. All penalties collected are to be paid to the Motorboat and Water Safety Fund of the Game Protection Fund. The bill does not apply to a recreational vessel that is moored or anchored, or to children below deck or in an enclosed cabin. The enactment of the bill is delayed until January 1, 2011.

6. Fiscal Impact Estimates: See item 8.

7. Budget Amendment Necessary: No.

8. Fiscal Implications: This bill may have a fiscal impact on the Department of Game and Inland Fisheries. The authority of the Director to assess up to \$100 in civil penalties will generate revenue. However, it is indeterminate at this point the fiscal impact of these penalties.

9. Specific Agency or Political Subdivisions Affected: Department of Game and Inland Fisheries.

10. Technical Amendment Necessary: No.

11. Other Comments: The second enactment clause states that the provisions of this act shall become effective on January 1, 2011.

Date: 1/21/2010 dpbbrb

Document: <http://dpb.virginia.gov/efis/fistemplate.doc>