

**Department of Planning and Budget
2010 Fiscal Impact Statement**

1. Bill Number: HB50E

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

2. Patron: Cole

3. Committee: Privileges and Elections

4. Title: Absentee ballots; duties of general registrar to send or deliver, penalty.

5. Summary: Clarifies that any person who fails to discharge his duty as provided in § 24.2-706 of the Code of Virginia through willful neglect of duty and with malicious intent shall be guilty of a Class 1 misdemeanor

6. Fiscal Impact Estimates: There is no fiscal impact to State Board of Elections (SBE).

7. Budget Amendment Necessary: No.

8. Fiscal Implications: There is no fiscal impact to SBE; however, violation of this provision would be a Class 1 misdemeanor. Anyone convicted of a Class 1 misdemeanor is subject to a sentence of up to 12 months in jail. There is not enough information available to reliably estimate how many additional inmates in jail could result from this proposal. Any increase in jail population will increase costs to the state. The Commonwealth presently 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 Jail Cost Report (November 2009), the estimated total state support for local jails averaged \$32.66 per inmate, per day in FY 2008.

9. Specific Agency or Political Subdivisions Affected: State Board of Elections, Department of Corrections, local government

10. Technical Amendment Necessary: No

11. Other Comments: None

Date: 2/8/2010 dpb

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