

Department of Planning and Budget 2010 Fiscal Impact Statement

1. Bill Number: HB688-ER

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|-----------------|--------------------------|--------------|--------------------------|------------|-------------------------------------|-----------|
| House of Origin | <input type="checkbox"/> | Introduced | <input type="checkbox"/> | Substitute | <input type="checkbox"/> | Engrossed |
| Second House | <input type="checkbox"/> | In Committee | <input type="checkbox"/> | Substitute | <input checked="" type="checkbox"/> | Enrolled |

2. Patron: Miller, J.H.

3. Committee: Passed Both Houses

4. Title: Using transportation district trains without a valid ticket.

5. Summary: Rewrites the code section that punishes unlawfully riding on a transportation district train. The bill reduces the punishment for failure or refusal to pay the posted fare, or failure to properly validate a train ticket, and use of a validated ticket outside of the zone of the ticketed ride from a Class 2 misdemeanor (up to 6 months in jail and \$1,000 fine) to a civil penalty of \$100. The bill continues to punish use of a fraudulent or counterfeit ticket as a Class 2 misdemeanor but establishes a minimum fine to not less than \$500. The bill limits the amount of recoverable costs to the same amount as the maximum fine.

6. Fiscal Impact Estimates: Final.

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 reduce the use of jail beds and revenue to the Literary Fund since a Class 2 misdemeanor could result in a sentence of up to 6 months in jail (and \$1,000 fine). It should be noted, though, that by establishing a minimum \$500 fine for using a fraudulent or counterfeit ticket, the reduction in revenue to the Literary Fund could be limited. On the other hand, the proposal establishes a \$100 civil penalty which could increase revenue to the general fund.

9. Specific Agency or Political Subdivisions Affected: Department of State Police, local law enforcement agencies, local and regional jails.

10. Technical Amendment Necessary: Yes. Delete line 26.

11. Other Comments: Similar to SB 25.

Date: 3/11/2010 dpb/John Crooks

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