

Department of Planning and Budget 2010 Fiscal Impact Statement

1. Bill Number: HB746ER

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: Rust

3. Committee: Passed Both Houses

4. Title: Toll payments; penalty.

5. Summary: Provides for an administrative process for the nonpayment of tolls and establishes penalties for improper use of data collected for enforcement activities.

6. Fiscal Impact Estimates: Final (see Item 8)

7. Budget Amendment Necessary: No

8. Fiscal Implications: According to the Supreme Court of Virginia (SCV), this legislation does not have a material fiscal impact on the financial resources of the court system. It is not anticipated that a large number of disputed toll violations will end up in general district court.

The legislation includes language that data collected via video-monitoring and /or automatic vehicle identification systems is to be used exclusively for the collection of unpaid tolls and for efforts to pursue toll violators. Any violation of §46.2-819.3:1, subsection B, shall constitute 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, though, will increase costs to the state. The Commonwealth presently pays 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: Courts, Department of Transportation, Department of Motor Vehicles.

10. Technical Amendment Necessary: No

11. Other Comments: None

Date: 4/9/2010 dpb

Document: G:\2010 FIS\Enrolled FIS\HB746ER.Doc Reginald Thompson