

## Department of Planning and Budget 2011 Fiscal Impact Statement

**1. Bill Number:** HB2462

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

**2. Patron:** Habeeb

**3. Committee:** Courts of Justice

**4. Title:** Certain misdemeanor offenses by minors.

**5. Summary:** Under current law, most actions in juvenile court are initiated by the filing of a petition through the court service unit. The statute sets out certain exceptions to this requirement. Among those exceptions are violations of the driving or boating while intoxicated statutes “or the commission of any other alcohol-related offense.” In such cases, the juvenile would be released to the custody of a parent or legal guardian and the officer would issue a summons to the juvenile and the parent or guardian to appear in court.

The proposed legislation would narrow the exception and broaden it at the same time. First, it would provide that the exception to filing a petition would be applicable only for misdemeanor violations of the specified statutes. Second, it would add two offenses to the list of offenses for which filing a petition would not be necessary:

- Possession of marijuana, and
- Operation of a motor vehicle by a person under 21 years old, who has an blood alcohol concentration of at least .02 but less than .08.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** Preliminary. See Item 8.

**8. Fiscal Implications:** According to the Department of Juvenile Justice, the proposed legislation is not expected to have a fiscal impact.

**9. Specific Agency or Political Subdivisions Affected:** Department of Juvenile Justice

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.

**Date:** 2/1/2011

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