

Department of Planning and Budget 2012 Fiscal Impact Statement

1. Bill Number: HB 50

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

2. Patron: Albo

3. Committee: House Courts of Justice

4. Title: DUI maiming

5. Summary:

Under current law, driving while intoxicated in a manner so gross, wanton, and culpable as to show a reckless disregard for human life, and, as a result, causing seriously bodily harm to another person which results in permanent and significant physical impairment is a Class 6 felony. The proposed legislation would require that the sentence for conviction of the offense include a mandatory minimum sentence of one year in prison.

6. Budget Amendment Necessary: Yes. Item 398.

7. Fiscal Impact Estimates: Preliminary

Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Fund</i>
2013	\$125,797	General
2014	\$0	
2015	\$0	
2016	\$0	
2017	\$0	
2018	\$0	

8. Fiscal Implications:

For someone convicted of a Class 6 felony, a judge has the option of sentencing him to up to 12 months in jail, or 1 to 5 years in prison. By requiring the imposition of a mandatory minimum sentence of one year, the proposed legislation could result in additional persons being given a sentence to serve in state prisons.

Pursuant to §30-19.1:4 of the Code of Virginia, the Virginia Criminal Sentencing Commission estimates a fiscal impact of \$125,797 (the highest annual cost over the next six years). The amount is based on the projection that the legislation will result in four additional inmates being incarcerated in prison.

9. Specific Agency or Political Subdivisions Affected: Department of Corrections

10. Technical Amendment Necessary: None.

11. Other Comments: None

Date: 1/4/2012

Document: g:\legis\fis-12\hb50.doc