

Department of Planning and Budget 2012 Fiscal Impact Statement

1. Bill Number: SB 21

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

2. Patron: Stuart

3. Committee: Senate Courts of Justice

4. Title: Rape by means of coercion

5. Summary:

Under current law, sexual intercourse with a person against that person's will, by force, threat of force, or intimidation is defined as rape. The proposed legislation would expand the definition of what constitutes rape to include the use of coercion.

6. Budget Amendment Necessary: Yes. Item 389.

7. Fiscal Impact Estimates: Preliminary.

Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Fund</i>
2013	\$50,000	General
2014	\$0	
2015	\$0	
2016	\$0	
2017	\$0	
2018	\$0	

8. Fiscal Implications:

The statutory penalties for conviction of rape vary with the circumstances and can range from five years to life in prison. By expanding the circumstances that define rape, the proposal could result in additional persons being housed in state prisons.

Due to the lack of data, the Virginia Criminal Sentencing Commission has concluded, pursuant to §30-19.1:4 of the Code of Virginia, that the impact of the proposed legislation on state-responsible (prison) bed space cannot be determined. In such cases, Chapter 890 of the 2011 Acts of Assembly requires that a minimum impact of \$50,000 be assigned to the bill.

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

10. Technical Amendment Necessary: None.

11. Other Comments: None.

Date: 1/4/2012

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