

Department of Planning and Budget

2014 Fiscal Impact Statement

1. Bill Number: HB43H1

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

2. Patron: Marshall, R.G.

3. Committee: Appropriations

4. Title: Federal firearms laws; enforcement.

5. Summary: The substitute proposal provides that no agencies and political subdivisions of the Commonwealth, and employees, shall knowingly aid any employee or entity of the federal government (i) in the enforcement of federal firearms laws that take effect on or after December 1, 2013, or (ii) in the conduct or enforcement of a criminal background check related to any intrastate sale, loan, gift, or other transfer of a firearm between citizens of the Commonwealth who do not possess a federal firearms license under 18 U.S.C. § 923 if such aid would knowingly place any state agency, political subdivision, or employee of such agency or political subdivision in violation of the United States Constitution, the Constitution of Virginia, any provision of the Code of Virginia, any act of the General Assembly, or any regulation of the Virginia Administrative Code.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Tentative. See Item 8.

8. Fiscal Implications: According to the Department of State Police, the substitute proposal is not expected to have a direct fiscal impact on the agency. However, one possible outcome could be the reduction or elimination in federal grant funding.

According to the Department of State Police, current NICS-related federal grants could potentially be affected if the Department were to no longer enforce federal firearm disqualifications. The total federal funding supporting the NICS-related federal grants is approximately \$389,586.

The Department has also identified another federally grant supported project that could be affected. The project currently provides capability to the Supreme Court of Virginia (SCV) to scan mental health commitment orders and makes them available electronically to Virginia State Police. Total federal funding supporting this project is approximately \$33,416.

9. Specific Agency or Political Subdivisions Affected: Department of State Police.

10. Technical Amendment Necessary: No.

11. Other Comments: The proposal could also potentially impact joint task force operations between state and federal law enforcement agencies in addressing firearms violations (i.e. Project Exile).

Date: 2/5/2014-HB43H1.doc (LJ)