

Department of Planning and Budget 2015 Fiscal Impact Statement

1. Bill Number: HB 1533

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

2. Patron: Wright

3. Committee: Senate Courts of Justice

4. Title: Obscene sexual display

5. Summary:

Under current law, it is a Class 1 misdemeanor to publicly engage in actual or explicitly simulated acts of masturbation. The proposed legislation would make a third conviction of the offense a Class 6 felony.

6. Budget Amendment Necessary: Yes. Item 385. The House did not include funding for the fiscal impact of this legislation in its amendments to the budget bill.

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

Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Fund</i>
2016	\$207,232	General
2017	\$0	
2018	\$0	
2019	\$0	
2020	\$0	
2021	\$0	

8. Fiscal Implications:

For someone convicted of a Class 6 felony, a judge has the option of sentencing him or her to up to one year in jail, or 1 to 5 years in prison. Pursuant to §30-19.1:4 of the Code of Virginia, the Virginia Criminal Sentencing Commission estimates a fiscal impact of \$207,232 (the highest annual cost over the next six years). The amount is based on the projection that the legislation will result in seven 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: 2/12/2015

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