

Department of Planning and Budget 2016 Fiscal Impact Statement

1. Bill Number: HB 610

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

2. Patron: Bell, Robert B.

3. Committee: Passed both houses

4. Title: Violations of protective orders

5. Summary:

Under current law, if any person under a protective order commits an assault and battery against the person protected by the protective order, resulting in serious bodily harm, it is a Class 6 felony.

The proposed legislation would expand the offense to include an assault or bodily assault that resulted in bodily harm, as well as stalking the person protected by the protective order.

6. Budget Amendment Necessary: Yes. Item 394. The House included funding for the fiscal impact of this legislation in its amendments to the budget. The Senate did not include funding for this impact in its amendments.

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

Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Fund</i>
2017	\$101,254	General
2018	\$0	General
2019	\$0	General
2020	\$0	General
2021	\$0	General
2022	\$0	General

8. Fiscal Implications:

The legislation would expand an existing Class 6 felony, for which a court may impose a sentence of up to 12 months 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 \$101,254 (the highest annual cost over the next six years). The amount is based on the projection that the legislation will result in 3 additional inmates being incarcerated in prison.

The Virginia Criminal Sentencing Commission has projected that the proposed legislation would result in only a minimal increase in the number of local-responsible (jail) inmates, an average of less than one per year

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

10. Technical Amendment Necessary: None.

11. Other Comments: None.

Date: 3/8/2016

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