

Department of Planning and Budget 2016 Fiscal Impact Statement

1. Bill Number: HB700-ER

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

2. Patron: Sullivan

3. Committee: Passed Both Houses

4. Title: Claims; Michael Kenneth McAlister.

5. Summary: Provides relief in the amount of \$1,268,694 to Michael Kenneth McAlister, who was incarcerated from 1986 until 2015 after being convicted of crimes of attempted rape and abduction with intent to defile. Another suspect confessed to the crimes in April 2015, and in May 2015 Governor McAuliffe granted Mr. McAlister's request for absolute pardon. Mr. McAlister's relief would be paid as follows: (a) an initial lump sum of \$253,740 to be paid within the 60 business days immediately following the execution of a release by Mr. McAlister from any present or future claims he may have against (i) the Commonwealth or any agency, instrumentality, officer, employee, or political subdivision thereof, (ii) any legal counsel appointed pursuant to § 19.2-159 of the Code of Virginia, and (iii) all other parties of interest in connection with the aforesaid occurrence and (b) the sum of \$1,014,954 to purchase an annuity no later than September 30, 2016, for the primary benefit of Mr. McAlister with the terms structured in his best interests.

6. Budget Amendment Necessary: Yes. Item 278.

7. Fiscal Impact Estimates: Final.

7a. Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2016			
2017	\$136,841		General
2018			

8. Fiscal Implications: The bill will have a general fund fiscal impact of \$136,841 in fiscal year 2017.

The bill provides \$1,268,694 from the general fund for the relief of Mr. McAlister. The Governor's Introduced Budget (HB/SB 30) provided \$1,131,853 from the general fund. The variance, \$136,841, represents the fiscal impact identified with this proposal.

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

10. Technical Amendment Necessary: No.

11. Other Comments: None.

March 7, 2016
DPB Analyst: jgc