

**Department of Planning and Budget  
2016 Fiscal Impact Statement**

**1. Bill Number: HB 815**

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

**2. Patron: Miller**

**3. Committee: Passed both houses**

**4. Title: Method of execution**

**5. Summary:**

Current Virginia law provides for either electrocution or lethal injection to be used to carry out the execution of offenders convicted of a capital offense and sentenced to death. The offender may choose the method to be used. If the offender refuses to choose, the default method is lethal injection. The proposed legislation would authorize the Department of Corrections (DOC) to use either method of execution if the director of DOC certifies that the other approved method is unavailable, provided that, before the director certifies that execution by lethal injection is not available, he must have made reasonable efforts to procure the lethal substances used in that method of execution.

**6. Budget Amendment Necessary: No.**

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

**8. Fiscal Implications:**

The security procedures used by the Department of Corrections for execution are the same for both methods. Therefore, the proposed legislation is not expected to have a fiscal impact.

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

**10. Technical Amendment Necessary: None.**

**11. Other Comments: None.**

**Date:** 3/29/2016

**Document:** G:\LEGIS\fis-16\hb815er.docx Dick Hall-Sizemore