

## Department of Planning and Budget

### 2016 Fiscal Impact Statement

**1. Bill Number:** SB185

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

**2. Patron:** Marsden

**3. Committee:** Courts of Justice

**4. Title:** Firearms, loaded; prohibits carrying certain firearms in public places, exception.

**5. Summary:** The proposal prohibits the carrying of certain loaded firearms in public places. A violation is a Class 1 misdemeanor. Concealed handgun permit holders, law-enforcement officers, licensed security guards, military personnel in the performance of their lawful duties, persons hunting, and persons at shooting ranges are exempt. The bill narrows the definition of a firearm and makes the prohibition, which previously applied only to certain localities, apply statewide.

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

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

**8. Fiscal Implications:** Although insufficient data exists to determine the fiscal impact due to this proposal, the proposed legislation could result in an increase in the jail population since Class 1 misdemeanor outcomes may result in sentences of up to 12 months in jail (and a fine up to \$2,500). There is not enough information available to reliably estimate how many additional inmates in jail could result from this proposal. Ultimately, the presiding judge will decide if there is to be any time served in jail; however, any increase in jail population will increase costs to the state. The Commonwealth presently pays the localities \$4.00 a day for each misdemeanant or otherwise local responsible prisoner held in a jail. It also funds most of the jails' operating costs, e.g. correctional officers. The state's share of these costs on a per prisoner, per day basis varies from locality to locality. However, according to the Compensation Board's most recent Jail Cost Report (November 2015), the estimated total state support for local jails averaged \$32.24 per inmate, per day in FY 2014. The legislation has no material fiscal operational impact on Virginia State Police.

**9. Specific Agency or Political Subdivisions Affected:** Compensation Board, Courts, Department of State Police, regional and local jails, and local law enforcement agencies.

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

**11. Other Comments:** None.

**Date:** 1/13/2016-SB185.doc (LAJ)