

## Department of Planning and Budget 2016 Fiscal Impact Statement

**1. Bill Number:** SB419

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

**2. Patron:** Vogel

**3. Committee:** Rehabilitation and Social Services

**4. Title:** Operation of a child welfare agency without a license; negligence resulting in death or injury.

**5. Summary:** Operation of a child welfare agency without a license; negligence resulting in death of or injury to a child; penalty. Provides that in any case in which a person operates or engages in the conduct of a child welfare agency without first obtaining a license, and a child under the care or supervision of such child welfare agency suffers death or serious bodily injury as a result of the child care provider's negligent operation of such child welfare agency, such person is guilty of a Class 4 felony.

**6. Budget Amendment Necessary:** No. The Governor's introduced budget bill includes an appropriation for the fiscal impact of the proposed legislation

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

**7a. Expenditure Impact:**

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2016	\$50,000	-	general
2017	-	-	-
2018	-	-	-
2019	-	-	-
2020	-	-	-
2021	-	-	-
2022	-	-	-

**8. Fiscal Implications:** The proposed legislation creates a new Class 4 felony offense, which is punishable with a sentence of 2 to 10 years in prison. Therefore, it could result in the need for additional prison beds.

Due to the lack of data, the Virginia Criminal Sentencing Commission has concluded, pursuant to §30-19.1:4 of the Code of Virginia, that the impact of the proposed legislation on state-responsible (prison) bed space cannot be determined. In such cases, Chapter 665 of the 2015 Acts of Assembly requires that a minimum impact of \$50,000 be assigned to the bill.

This bill has no fiscal impact on the Department of Social Services. There will be no material impact on the Courts.

**9. Specific Agency or Political Subdivisions Affected:** Department of Corrections,  
Department of Social Services, Courts

**10. Technical Amendment Necessary:** No

**11. Other Comments:**