

Department of Planning and Budget 2016 Fiscal Impact Statement

1. Bill Number: HB 1317

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

2. Patron: Cline

3. Committee: Senate Finance

4. Title: Aggravated sexual battery

5. Summary:

Current law sets out several circumstances in which sexual abuse constitutes aggravated sexual battery, for which the penalty is a sentence of 1 to 20 years in prison.

Among other situations, aggravated sexual battery includes a sexual act accomplished against the will of the victim through the use of force, threat, or intimidation, and the victim was at least 13 years old but less than 15 years old. The proposed legislation would expand this definition to include the use of ruse.

6. Budget Amendment Necessary: Yes. Item 394. The House included funding for the fiscal impact in its proposed amendments to the budget bill.

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

Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Fund</i>
2017	\$50,000	General
2018	\$0	
2019	\$0	
2020	\$0	
2021	\$0	
2022	\$0	

8. Fiscal Implications:

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.

9. Specific Agency or Political Subdivisions Affected:

Department of Corrections
Local and regional jails.

10. Technical Amendment Necessary: None.

11. Other Comments: None.

Date: 2/24/2016

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