

Department of Planning and Budget 2017 Fiscal Impact Statement

1. Bill Number: HB1745

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

2. Patron: Rush

3. Committee: Militia, Police, and Public Safety

4. Title: Restoration of firearms rights; report to State Police.

5. Summary: Provides a mechanism for reporting to the Department of State Police when a circuit court restores a felon's right to possess, transport, and carry a firearm, ammunition for a firearm, or a stun weapon. The bill provides that if a court enters an order restoring a felon's right, the order shall contain the felon's name and date of birth and the clerk of the court shall certify and forward the restoration order to the Central Criminal Records Exchange (CCRE). The bill provides that the Department of State Police, upon receipt of the restoration order, shall enter the felon's name and description in the CCRE so that law-enforcement personnel accessing the CCRE will be aware of the order's existence.

6. Budget Amendment Necessary: Yes. Item 422.

7. Fiscal Impact Estimates: Preliminary. See below.

8. Fiscal Implications: The process for receiving and entering the firearms rights restoration orders into the CCRE would include establishing positive identification against possible individuals in the Computerized Criminal History (CCH) system, running the criminal record, forwarding the record to the appropriate Commonwealth's Attorney, and adding the restoration to the criminal record.

According to the Department, the proposed legislation would require changes to its criminal history system (CCH) in order to capture the firearms restoration order data. Specifically, additional tables would need to be added to the database; data entry fields would need to be changed; and reports and queries would need to be modified. According to the Department, CCH update is estimated to cost \$367,200 to \$489,600 using contractors who are familiar with the system.

There is not enough data available to estimate the potential number of orders that would need to be entered into the CCRE. Depending on the volume of orders that would need to be entered into the CCRE, the Department of State Police may need funding for one additional position for an estimated cost of \$69,052 in the first year and \$67,453 in each subsequent year.

9. Specific Agency or Political Subdivisions Affected: Department of State Police, Courts.

10. Technical Amendment Necessary: No.

11. Other Comments: None.