

Department of Planning and Budget

2019 Fiscal Impact Statement

1. Bill Number: HB2143 H1

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

2. Patron: Bell, Robert B.

3. Committee: Courts of Justice

4. Title: Air bags and supplemental restraint systems; counterfeit and nonfunctional components prohibited;

5. Summary: The substitute bill prohibits anyone from knowingly manufacturing, importing, selling, installing, or reinstalling a counterfeit airbag or nonfunctional air bag, as defined by the bill, or any device that is intended to conceal a counterfeit air bag or nonfunctional air bag, in a motor vehicle. Violation of this provision is punishable as a Class 1 misdemeanor. The substitute bill provides that any sale, installation, or reinstallation authorized by the National Highway Traffic Safety Administration shall be an affirmative defense to a prosecution under the affected subsection.

6. Budget Amendment Necessary: No

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

8. Fiscal Implications: Anyone convicted of a Class 1 misdemeanor is subject to a sentence of up to 12 months in jail. There is not enough information available to reliably estimate how many additional inmates in jail could result from this proposal. 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 a large portion 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 2018), the estimated total state support for local jails averaged \$33.83 per inmate, per day in FY 2017.

9. Specific Agency or Political Subdivisions Affected: Local and regional jails

10. Technical Amendment Necessary: None

11. Other Comments: None