

## **Department of Planning and Budget**

### **2019 Fiscal Impact Statement**

**1. Bill Number:** HB2143 S1

**House of Origin**    ☐ Introduced    ☐ Substitute    ☐ Engrossed

**Second House**    ☐ In Committee    ☒ Substitute    ☐ 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:** This 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 establishes that provisions of this section shall not apply to the sale, installation, reinstallation, or replacement of any motor vehicle air bag on vehicles used solely for police work, as described in § [46.2-750.1](#). The substitute bill also provides that any sale, installation, reinstallation, or replacement of a motor vehicle air bag in violation of this section shall not be construed as a superseding cause that limits the liability of any party in any civil action.

**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