

Department of Planning and Budget 2020 Fiscal Impact Statement

1. **Bill Number:** HB899

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

2. **Patron:** Levine

3. **Committee:** Public Safety

4. **Title:** Manufacture, import, sale, transfer, or possession of restricted firearm ammunition; penalty.

5. **Summary:** Provides that it is a Class 5 felony for any person to manufacture, import, sell, transfer, or possess any restricted firearm ammunition, as defined in the Code. Exceptions are provided for: (i) any law enforcement officer or government officer, agent, or employee, or member of the Armed Forces of the United States, to the extent that such person is otherwise authorized to acquire or possess restricted firearm ammunition and does so while acting within the scope of his duties; (ii) the manufacture of restricted firearm ammunition by a firearms manufacturer for the purpose of sale to any branch of the Armed Forces or to a law enforcement agency in the Commonwealth for use by that agency or its employees, provided that the manufacturer is properly licensed under federal, state, and local laws; or (iii) the sale or transfer of restricted firearm ammunition to any branch of the Armed Forces or to a law enforcement agency in the Commonwealth for use by that agency or its employees.

6. **Budget Amendment Necessary:** Yes. Item 402.

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

7a. Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2020			
2021	\$50,000	0	General
2022			
2023			
2024			
2025			
2026			

8. **Fiscal Implications:** The proposed legislation makes it a Class 5 felony to manufacture, import, sell, transfer, or possess any restricted firearm ammunition, with exceptions provided for law enforcement, the Armed Forces of the United States, firearms manufacturers, and sellers of such ammunition to a law enforcement agency or branch of the Armed Forces.

The proposed legislation creates a new felony; therefore, it could increase the number of persons sentenced to state-responsible (prison) terms. 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 854, 2019 Acts of Assembly, requires that a minimum impact of \$50,000 be assigned to the bill.

Any potential fiscal impact on the Department of Juvenile Justice (DJJ) or local and regional jails cannot be determined at this time.

9. Specific Agency or Political Subdivisions Affected: Department of Corrections, Department of Juvenile Justice, Local and regional jails.

10. Technical Amendment Necessary: No.

11. Other Comments: None.