

# 1994 SESSION

INTRODUCED

LD3541482

## HOUSE BILL NO. 915

Offered January 25, 1994

*A BILL to amend and reenact § 30-19.1:4 of the Code of Virginia, relating to prison impact statements.*

Patrons—Wagner, Behm, Dudley, Forbes, Hamilton, Kilgore, Marshall, McDonnell, Nelms, Purkey, Wardrup, Way and Wilkins; Senators: Quayle and Stolle

Referred to Committee on Rules

### Be it enacted by the General Assembly of Virginia:

#### 1. That § 30-19.1:4 of the Code of Virginia is amended and reenacted as follows:

§ 30-19.1:4. Increase in terms of imprisonment; appropriations for operating costs.

A. The Department of Planning and Budget in conjunction with the Department of Corrections, the Senate Finance Committee and the House Appropriations Committee shall prepare a fiscal impact statement reflecting the operating costs, *less the cost impact of the reduction in recidivism based on a uniform factor which recognizes the costs of detection, prosecution and pre-trial detention*, attributable to and necessary appropriations for any bill which would result in a net increase in periods of imprisonment in state correctional facilities, including but not limited to those bills which add new crimes for which imprisonment is authorized, increase the periods of imprisonment authorized for existing crimes, impose minimum or mandatory terms of imprisonment or modify the law governing release of prisoners in such a way that the time served in prison will increase. The amount of the estimated appropriation reflected in the fiscal impact statement shall be printed on the face of each such bill, but shall not be codified.

B. For any law becoming effective on or after July 1, 1994, which results in a net increase in periods of imprisonment in state correctional facilities, a one-year appropriation shall be made from the general fund equal to the estimated increase in operating costs of such law, in current dollars, of the highest of the next ten fiscal years following the effective date of the law. "Operating costs" means all costs other than capital outlay costs.

C. Prior to submission of the budget for fiscal years beginning after 1995-96, estimates of appropriations made under this section may be adjusted to determine the amount of appropriations from the general fund to be repeated for the ensuing fiscal year. If no adjustment is made, then the amount of appropriations previously made shall be repeated.

D. Appropriations made under the provisions of this section shall be placed in a special fund.

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