

## Department of Planning and Budget 2007 Fiscal Impact Statement

1. **Bill Number** HB1970

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

**Second House**    ☐ In Committee    ☐ Substitute    ☐ Enrolled

2. **Patron**        Albo

3. **Committee**    Courts of Justice

4. **Title**           Immigrants; it is unlawful to be in Virginia if in United States illegally.

5. **Summary/Purpose:** Provides that any alien who is present in the United States illegally, as previously verified by the Bureau of Immigration and Customs Enforcement, is guilty of a Class 1 misdemeanor.

6. **Fiscal Impact Estimates are:** PRELIMINARY; See Item 8.

7. **Budget amendment necessary:** Yes, Item 60.

8. **Fiscal implications:** Based on estimates from the Criminal Sentencing Commission, this legislation could result in an additional 16,518 jail bed days in fiscal year 2008 and 38,865 jail bed days in fiscal year 2009.

This increase in jail population will increase costs to the state. The Commonwealth pays the localities \$8.00 a day for each misdemeanant or otherwise local responsible prisoner held in a jail. It also funds most 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 (FY 2005), the estimated total state support for local jails averaged \$28.35 per inmate, per day in FY 2005. At this rate, the fiscal impact is estimated at \$468,285 for fiscal year 2008 and \$1,101,823 for fiscal year 2009.

9. **Specific agency or political subdivisions affected:** Local and regional jails, State Compensation Board.

10. **Technical amendment necessary:** No.

11. **Other comments:** Similar to HB1918.

**Date:** 01/12/07 / jgc

**Document:** G:\2007\EFIS\Posted\HB1970.doc

cc: Secretary of Administration  
Secretary of Public Safety