

Department of Planning and Budget 2008 Fiscal Impact Statement

1. Bill Number: HB104

House of Origin X Introduced Substitute Engrossed
Second House In Committee Substitute Enrolled

2. Patron: Rust

3. Committee: Rules

4. Title: **Driver's license; penalty for driving without.**

5. Summary: Provides that any person charged with driving without having first obtained a valid driver's license shall be placed under arrest and shall have his fingerprints and photograph taken. Additionally, the person's vehicle is to be impounded for 30 days.

6. Fiscal Impact Estimates: INDETERMINATE.

7. Budget Amendment Necessary: No.

8. Fiscal Implications: Although a direct fiscal impact on law enforcement agencies is not expected, the proposed legislation requires law enforcement officers to arrest violators of this section. This requirement could increase the number of arrests and time spent subsequently transporting offenders for processing. This in effect would remove law enforcement officers from road/highway law enforcement activities.

Local and regional jails could be directly impacted since more offenders would be processed and held until the offenders' release was permitted. If the offenders are not released from jail (either denied bail or unable to make bail), the localities would be reimbursed \$8.00 a day by the Commonwealth for housing the violator.

It is expected that the workload of magistrates would be impacted by the proposed legislation. Whereas previously only the violators arrested would be required to go before a magistrate, under the proposal every violator of this section would be required to go before a magistrate.

9. Specific Agency or Political Subdivisions Affected: State and local law enforcement agencies, local and regional jails, Compensation Board, magistrates statewide.

10. Technical Amendment Necessary: No.

11. Other Comments: Similar to HB91.

Date: 1/18/2008 dpb/jgc

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cc: Secretary of Administration