

Department of Planning and Budget 2009 Fiscal Impact Statement

1. Bill Number: HB1860

House of Origin	<u> X </u>	Introduced	<u> </u>	Substitute	<u> </u>	Engrossed
Second House	<u> </u>	In Committee	<u> </u>	Substitute	<u> </u>	Enrolled

2. Patron: Shannon

3. Committee: Transportation

4. Title: Impoundment of motor vehicle; provides if person driving without license was previously convicted.

5. Summary: Provides that a person who is found to be driving a motor vehicle without an operator's license, having been previously convicted of such an offense, shall have his motor vehicle impounded. Also provides that an individual is guilty of a Class 1 misdemeanor if that individual knowingly permits a person to use a vehicle that does not have a operator's license and who is known to have been previously convicted of driving without an operator's license.

6. Fiscal Impact Estimates: Preliminary.

7. Budget Amendment Necessary: No.

8. Fiscal Implications: Although insufficient data exists to determine the fiscal impact due to the legislation at this time, the legislation could result in an increase in the jail population since a Class 1 misdemeanor can result in a sentence of up to 12 months in jail (and \$2,500 fine). Any 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 FY2007 Jail Cost Report (November 1, 2008), the estimated total state support for local jails averaged \$28.77 per inmate, per day in FY 2007.

9. Specific Agency or Political Subdivisions Affected: Local and regional jails, State Compensation Board, law enforcement agencies statewide, general district courts.

10. Technical Amendment Necessary: No

11. Other Comments: None.

Date: 1/19/2009 dpb/jgc

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cc: State Compensation Board
Secretary of Administration