

Department of Planning and Budget 2009 Fiscal Impact Statement

1. Bill Number: SB 952

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: Senator Stuart

3. Committee: Courts of Justice

4. Title: Establish penalty for the sale of over-the-counter medicines containing Dextromethorphan on school property.

5. Summary: This bill makes the sale of over-the-counter medicines containing dextromethorphan on school property a Class 1 misdemeanor.

6. Fiscal Impact Estimates: Indeterminate

7. Budget Amendment Necessary: N/A

8. Fiscal Implications: Anyone convicted of a Class 1 misdemeanor is subject to a sentence of up to 12 months in jail. There is not enough information available to reliably estimate how many additional inmates in jail could result from this proposal. 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 Commonwealth'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 (November 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: N/A

10. Technical Amendment Necessary: N/A

11. Other Comments: None.

Date: 1/19/2009 sas

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