

## Department of Planning and Budget 2010 Fiscal Impact Statement

**1. Bill Number:** SB126

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

**2. Patron:** Marsh, H.

**3. Committee:** Senate Courts of Justice

**4. Title:** Waiver of Payment of Interest on Fines and Costs

**5. Summary:** Provides for the purging of interest on fines and costs for an incarcerated defendant when such fines and costs have accrued on cases other than the one for which the defendant is incarcerated. Current law provides for the interest waiver only for the case for which the defendant is incarcerated.

**6. Fiscal Impact Estimates:** Indeterminate (see Item 8)

**7. Budget Amendment Necessary:** No

**8. Fiscal Implications:** According to the Supreme Court of Virginia (SCV), there could be some revenue impact to the general fund if the interest accruing on fines and costs during a period of incarceration is purged. As a result, there could potentially be less interest due the Commonwealth. In FY2009, interest on fines and forfeitures was \$5,197,853. The portion of this amount attributable to incarcerated defendants with fines and costs accrued on cases other than the case in which he/she is incarcerated is indeterminate.

**9. Specific Agency or Political Subdivisions Affected:** Courts

**10. Technical Amendment Necessary:** No

**11. Other Comments:** Same as HB182

**Date:** 1/14/2010

**Document:** G:\2010 FIS\SB126.Doc Reginald Thompson

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