

## Department of Planning and Budget 2010 Fiscal Impact Statement

**1. Bill Number:** SB96

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

**2. Patron:**        Quayle

**3. Committee:** Transportation

**4. Title:**         **Eluding police; penalty.**

**5. Summary:** Provides that a person who attempts to escape or elude a law-enforcement officer who has given a signal to bring the motor vehicle to a stop is guilty of a Class 2 misdemeanor whether the attempt to escape or elude is on foot, in the vehicle or by any other means.

**6. Fiscal Impact Estimates:** Preliminary; see Item 8 below.

**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 2 misdemeanor can result in a sentence of up to 6 months in jail (and \$1,000 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 FY2008 Jail Cost Report (November 1, 2009), the estimated total state support for local and regional jails averaged \$32.66 per state inmate, per day in FY 2008.

**9. Specific Agency or Political Subdivisions Affected:** State and local law enforcement agencies, local and regional jails.

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.

**Date:** 1/18/2010    dpb/John Crooks

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