

Department of Planning and Budget 2011 Fiscal Impact Statement

1. Bill Number: HB1656

House of Origin	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron: Purkey

3. Committee: Agriculture, Chesapeake and Natural Resources

4. Title: Menhaden fishing; prohibited in waters adjacent to certain localities.

5. Summary: Prohibits fishing for menhaden within one mile of the low mean water mark in waters adjacent to the Cities of Hampton, Newport News, Norfolk, and Virginia Beach. If someone fishes in these waters, he is subject to a penalty of a Class 1 misdemeanor.

6. Budget Amendment Necessary: No

7. Fiscal Impact Estimates: There is no fiscal impact to the Marine Resources Commission. However, a Class 1 misdemeanor may result in an indeterminate fiscal impact to the Compensation Board.

8. Fiscal Implications: Although insufficient data exists to determine the exact fiscal impact due to this proposal, it could result in an increase in the jail population since Class 1 misdemeanor outcomes result in sentences of up to 12 months in jail (and a fine up to \$2,500). Any increase in jail population will increase costs to the state. The Commonwealth presently pays the localities \$4.00 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 FY2009 Jail Cost Report (November 1, 2010), the estimated total state support for local and regional jails averaged \$33.01 per state inmate, per day in FY 2009.

9. Specific Agency or Political Subdivisions Affected: Marine Resources Commission (MRC), Compensation Board

10. Technical Amendment Necessary: No

11. Other Comments: None

Date: 1/19/2011