

## Department of Planning and Budget 2011 Fiscal Impact Statement

**1. Bill Number:** HB1918

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

**2. Patron:** Merricks

**3. Committee:** Courts of Justice

**4. Title:** Uniform Statewide Building Code; limitation on prosecutions for violation.

**5. Summary:** Changes the time within which a prosecution for violations of the Uniform Statewide Building Code must be commenced from two years to one year. As a result there is no longer a conflict between the Building Code and the statute of limitations on prosecutions (§ 19.2-8). The bill also provides that the prosecution shall commence within one year of discovery by the building official and not the owner. For prosecutions relating to the maintenance code, the bill clarifies that any such prosecutions must be commenced within one year of the discovery of the offense by the building official.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates are preliminary.** See item 8, below.

**8. Fiscal Implications:** The bill corrects the inconsistency between §§19.2-8 and 36-106, Code of Virginia. There may be some costs to the Department of Housing and Community Development associated with the adoption of the new regulations and revisions to the Building Code. However, such costs could be funded from existing resources.

**9. Specific Agency or Political Subdivisions Affected:** Local governments.

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

**11. Other Comments:** None.

**Date:** 1/18/11

**Document:** G:\2011 Session\Legislation\HB1918.Doc