

## Department of Planning and Budget 2012 Fiscal Impact Statement

**1. Bill Number:** HB1197

<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:** McClellan

**3. Committee:** Militia, Police and Public Safety

**4. Title:** Lost or stolen firearms; failure to report; penalties.

**5. Summary:** Creates a Class 3 misdemeanor for the offense of failing to report to law enforcement that a firearm a person owns or lawfully possesses has been lost or stolen. Subsequent violations of the law would be a Class 1 misdemeanor. The bill also creates a Class 1 misdemeanor for the knowingly false reporting of a lost or stolen firearm.

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

**7. Fiscal Impact Estimates:** Preliminary; See item 8 below.

**8. Fiscal Implications:** Although insufficient data exists to determine the fiscal impact due to this proposal, the legislation 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 FY2010 Jail Cost Report (November 1, 2011), the estimated total state support for local and regional jails averaged \$29.98 per state inmate, per day in FY 2010. Also, the amount of revenue that would be deposited into the Literary Fund by persons with outcomes of Class 3 misdemeanors (a fine up to \$500) cannot be determined.

**9. Specific Agency or Political Subdivisions Affected:** Local and regional jails, Compensation Board.

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

**11. Other Comments:** None.

**Date:** February 1, 2012

**Document:** G:\JGC\2012\EFIS\CB\HB1197.DOC