

## Department of Planning and Budget 2012 Fiscal Impact Statement

**1. Bill Number:** HB607

<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:** LeMunyon

**3. Committee:** Referral Pending

**4. Title:** Unlawful filming of another; penalty.

**5. Summary:** Provides that the punishment for videotaping, photographing, or filming a nude or undergarment-clad nonconsenting person who is 18 years of age or older under circumstances where the person would have a reasonable expectation of privacy shall include a mandatory minimum term of confinement of 30 days.

**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 legislation, the legislation could result in an increase in the jail population since the proposal stipulates a mandatory minimum term of confinement of 30 days. Any increase in jail population will increase costs to the state. The Commonwealth presently pays the localities \$4.00 a day for each misdemeanor 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.

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

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

**11. Other Comments:** None.

**Date:** January 13, 2012

**Document:** G:\JGC\2012\EFIS\CB\HB607.DOC