

## Department of Planning and Budget 2015 Fiscal Impact Statement

**1. Bill Number:** SB 867

<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:** Chafin, A. Benton

**3. Committee:** Courts of Justice

**4. Title:** Battery against certain local social services workers; penalty

**5. Summary:** The proposed legislation provides that the penalty for battery of a child protective services worker or foster care worker employed by a local department of social services and engaged in his public duties shall include a term of confinement of 15 days in jail, two days of which is a mandatory minimum term of confinement.

**6. Budget Amendment Necessary:** No

**7. Fiscal Impact Is Indeterminate** (See Item 8)

**8. Fiscal Implications:** Although insufficient data exists to determine the fiscal impact due to this proposal, the proposed 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 misdemeanor or otherwise local responsible prisoner held in a jail. It also funds a significant portion 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 FY2013 Jail Cost Report (November 1, 2014), the estimated total state support for local and regional jails averaged \$30.54 per state inmate, per day in FY 2013.

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

State Compensation Board  
Local and Regional Jails

**10. Technical Amendment Necessary:** No

**11. Other Comments:** None.

**Date:** 1/15/15