

Department of Planning and Budget 2016 Fiscal Impact Statement

1. Bill Number: HB 752

House of Origin ☐ Introduced ☐ Substitute ☒ Engrossed
Second House ☐ In Committee ☒ Substitute ☐ Enrolled

2. Patron: Bell, Robert B.

3. Committee: Senate passed substitute bill; House rejected Senate substitute

4. Title: Stalking

5. Summary:

Current law defines stalking as a person on more than one occasion engaging in conduct directed at another person with the intent to place that person in reasonable fear of death, criminal sexual assault, or bodily injury. The first conviction of the offense is a Class 1 misdemeanor. A second or subsequent conviction, under certain conditions, is a Class 6 felonies.

The proposed legislation provides that, if a person contacts or follows or attempts to contact or follow another person after being actual notice that the other person does not want to be contacted or followed because those actions place the person in fear of death, criminal sexual assault, or bodily injury, such actions shall be prima facie evidence that the person doing the following or contacting intended to place the other person in reasonable fear of death, criminal sexual assault, or bodily injury to himself or a family or household member.

6. Budget Amendment Necessary: No. The House included in its amendments to the budget bill funding for the fiscal impact of this bill as originally introduced.

7. Fiscal Impact Estimates: Preliminary. See Item 8 below.

8. Fiscal Implications:

The Virginia Criminal Sentencing Commission has concluded, pursuant to §30-19.1:4 of the Code of Virginia, that the proposed substitute bill would not result in the need for additional prison beds and therefore has assigned a fiscal impact of \$0.

9. Specific Agency or Political Subdivisions Affected:

Department of Corrections
Compensation Board
Local and regional jails.

10. Technical Amendment Necessary: None.

11. Other Comments: Identical to SB 339.

Date: 3/1/2016

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