

## Department of Planning and Budget 2017 Fiscal Impact Statement

**1. Bill Number: HB 2410**

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

**2. Patron: Gilbert**

**3. Committee: Passed both houses**

**4. Title:** Providing material support to terrorists

**5. Summary:**

Current law prohibits committing terrorist activities. It defines an “act of terrorism” as an act of violence as defined in the Code of Virginia committed with the intent to intimidate the civilian population at large or to influence the conduct of the federal government or the state or local governments through intimidation.

The proposed legislation would expand the definition of “act of terrorism” to include to include such acts of violence committed outside the Commonwealth, as well as those committed within the Commonwealth.

Furthermore, the proposed legislation would make it a Class 3 felony to knowingly provide any material support to an individual or organization, whose primary objective is to commit an act of terrorism, with the intent to further that objective. If the death of any person resulted from the provision of material support, the offense would constitute a Class 2 felony.

**6. Budget Amendment Necessary:** Yes. Item 394. The amendments to the budget bill made by the General Assembly include funding for the fiscal impact of this legislation.

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

**Expenditure Impact:**

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Fund</i>
2018	\$50,000	General
2019	\$0	
2020	\$0	
2021	\$0	
2022	\$0	
2023	\$0	

**8. Fiscal Implications:**

A person convicted of a Class 3 felony is subject to a sentence of 5 to 20 years in prison; for a Class 2 felony, the sentence is 20 years to life in prison. Therefore, this proposal could result in an increase in the number of persons sentenced to prison.

Due to the lack of data, the Virginia Criminal Sentencing Commission has concluded, pursuant to §30-19.1:4 of the Code of Virginia, that the impact of the proposed legislation on state-responsible (prison) bed space cannot be determined. In such cases, Chapter 780 of the 2016 Acts of Assembly requires that a minimum impact of \$50,000 be assigned to the bill.

**9. Specific Agency or Political Subdivisions Affected:** Department of Corrections

**10. Technical Amendment Necessary:** None.

**11. Other Comments:** Identical to SB 1154.

**Date:** 3/10/2017