

Department of Planning and Budget

2019 Fiscal Impact Statement

1. Bill Number: HB2344

House of Origin ☒ Introduced ☐ Substitute ☐ Engrossed

Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron: Bell, Robert B.

3. Committee: Courts of Justice

4. Title: Department of Motor Vehicle records; certain private vendors; penalty

5. Summary: This bill requires the Department of Motor Vehicles to release certain vehicle owner data, upon request, to a private vendor operating a video-monitoring system on or in a school bus. The bill limits how such data can be used and stored and provides that it is a Class 1 misdemeanor to violate such limitations.

6. Budget Amendment Necessary: No.

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

8. Fiscal Implications: No state fiscal impact is anticipated from this legislation. The Department of Motor Vehicles (DMV) is required by law to provide information to government entities and their agents free of charge. Thus, DMV does not make any revenue from providing access to this information. Any fiscal impact on education would be at the local level and would be indeterminate.

The bill stipulates what the information collected may be used for and how it must be protected. Anyone convicted of a Class 1 misdemeanor is subject to a sentence of up to 12 months in jail. There is not enough information available to reliably estimate how many additional inmates in jail could result from this proposal. Ultimately, the presiding judge will decide if there is to be any time served in jail; however, 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 a large 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 most recent Jail Cost Report (November 2018), the estimated total state support for local jails averaged \$33.83 per inmate, per day in FY 2017.

9. Specific Agency or Political Subdivisions Affected: Department of Motor Vehicles, local school divisions, local jails.

10. Technical Amendment Necessary: No.

11. Other Comments: This bill is similar to HB 2275, HB 2273, SB 1476 and SB 1520.

Date: 1/16/2019

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Cc: Secretary of Transportation