

Department of Planning and Budget 2019 Fiscal Impact Statement

1. Bill Number: SB1391

House of Origin	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron: Wagner

3. Committee: Senate Committee for Courts of Justice

4. Title: Eligibility for parole for juvenile offenders

5. Summary: The proposed bill allows any person (i) sentenced to a term of life imprisonment for a single felony offense or multiple felony offenses committed while that person was a juvenile and who has served at least 25 years of such sentence, and (ii) any person who has active sentences that total more than 25 years for a single felony offense or multiple felony offenses committed while that person was a juvenile and who has served at least 25 years of such sentences, to be considered parole eligible.

6. Budget Amendment Necessary: No

7. Fiscal Impact Estimates: Preliminary (see Item 8)

8. Fiscal Implications: According to the Department of Corrections (“DOC”), as of November 30, 2018, there were 747 offenders who were sentenced under truth in sentencing who had offenses committed before they were 18 years old. If the provisions of the bill were applied to this population, only 1 of these offenders would become eligible for parole during the current biennium. However, over the DOC six year forecast horizon, a total of 111 offenders would become eligible. Any future impact on state responsible bed space is indeterminate and is dependent upon the implementation approach adopted by the Virginia Parole Board.

According to the Virginia Parole Board (“VPB”), the proposed bill is not expected to create a material fiscal impact on its agency resources.

9. Specific Agency or Political Subdivisions Affected: Virginia Department of Corrections and Virginia Parole Board

10. Technical Amendment Necessary: No

11. Other Comments: Identical to SB1053 and HB1745