

## Department of Planning and Budget 2020 Fiscal Impact Statement

**1. Bill Number:** HB1440

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:** Jones

**3. Committee:** House Committee for Courts of Justice

**4. Title:** Increases age for when juveniles can be tried as adults

**5. Summary:** The proposed bill increases from age 14 to age 16 the minimum age at which a juvenile must be tried as an adult in circuit court for murder or aggravated malicious wounding or for certain charges requiring notice of intent to try such juvenile as an adult by the attorney for the Commonwealth. In order to be tried as an adult in circuit court for charges that require notice of intent to proceed with trial as an adult by the attorney for the Commonwealth, the bill requires that: (i) a report of the juvenile be prepared by probation services or other qualified agency, and (ii) the attorney for the Commonwealth review such report prior to filing his notice of intent to proceed with a preliminary hearing for trial of such juvenile as an adult.

**6. Budget Amendment Necessary:** No

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

**8. Fiscal Implications:** The proposed bill increases the age from 14 years of age to 16 years at which a juvenile must be tried as an adult in circuit court for certain violent offenses or for certain charges requiring notice of intent to try the juvenile as an adult by the Commonwealth's Attorney. The proposed legislation is not expected to have a material fiscal impact on the operations of the court system.

The proposed bill also would require Commonwealth's Attorneys to submit a written request to the director of the applicable courts services unit requesting the completion of an investigative report prior to serving notice of intent to try the juvenile in circuit court. According to the Virginia Association of Commonwealth's Attorneys ("VACA"), the proposed bill is expected to have a minimal fiscal impact on the operations of Commonwealth's Attorney offices but the exact impact is not know at this time.

**9. Specific Agency or Political Subdivisions Affected:** Courts, and Commonwealth's Attorneys

**10. Technical Amendment Necessary:** No

**11. Other Comments:** None