

## Department of Planning and Budget 2020 Fiscal Impact Statement

**1. Bill Number:** HB1523

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

**2. Patron:**        McQuinn

**3. Committee:** General Laws and Technology

**4. Title:**            Historical African American Cemeteries and Graves Fund.

**5. Summary:** This bill creates the Historical African American Cemeteries and Graves Fund and provides that any funds that are appropriated to the Department of Historic Resources but not used for the maintenance of graves, in particular the listed historical African American cemeteries, shall be deposited in the Fund. The bill authorizes the Director of the Department to manage and administer the Fund and to disburse moneys in the Fund to maintain additional graves that have been certified by the Department and documented in the Department's cultural resources database.

Additionally, this bill adds the Calloway Cemetery (contains 29 eligible graves), Lomax Cemetery (contains 66 eligible graves), and Mount Salvation Cemetery (contains 29 eligible graves) in Arlington County, the Stanton Family Cemetery (contains 36 eligible graves) cemetery in Buckingham County, the Cuffeytown Cemetery (contains 52 eligible graves) in the City of Chesapeake, and the Newtown Cemetery (contains 400 eligible graves), in the City of Harrisonburg to the list of cemeteries for which qualified organizations may receive funds from the Department of Historic Resources for the care of historical African American cemeteries and graves.

**6. Budget Amendment Necessary:** See item 8.

**7. Fiscal Impact Estimates:** Preliminary, see item 8.

**7a. Expenditure Impact:**

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2020	N/A	N/A	N/A
2021	\$3,060	0	General Fund
2022	\$3,060	0	General Fund
2023	\$3,060	0	General Fund
2024	\$3,060	0	General Fund
2025	\$3,060	0	General Fund
2026	\$3,060	0	General Fund

- 8. Fiscal Implications:** It is anticipated that this bill will not result in a fiscal impact to the Department of Historic Resources (DHR), as the agency already administers the activities provided in the bill.

This bill specifically lists the Calloway Cemetery, Lomax Cemetery, Mount Salvation Cemetery, Stanton Family Cemetery, Cuffeytown Cemetery, and Newtown Cemetery with a combined total of 612 eligible graves. Based on the number of graves and the \$5.00 minimal payment for each, the estimated fiscal impact to the general fund would be at least \$3,060 per year. The fiscal impact of providing funding equal to the average actual cost of routine maintenance is indeterminate.

Budget language in paragraph I.1 of Item 385 of the introduced budget, HB30/SB30, provides \$100,000 in FY 2021 and \$150,000 in FY 2022 from the general fund to support the preservation and care of historical African American graves. Out of these amounts, \$54,655 in each year is for the care and maintenance of graves and cemeteries listed in the Code and in Item 385, paragraphs I.2. through I.10., and \$45,345 is available in FY 2021 and \$95,345 is available in FY 2022 to support the care and maintenance of historical African American cemeteries and graves in addition to those that are specifically listed in statute and the budget bill. It is anticipated that this funding is sufficient to support the care and maintenance of the 612 eligible graves in this bill at the \$5.0 minimal payment for each.

However, to add the graves and cemeteries provided for in this bill and the funding for their care and maintenance to those specifically listed in the budget in paragraphs I.2. through I.10., a language amendment to Item 385 of HB30/SB30, as introduced, would be required.

- 9. Specific Agency or Political Subdivisions Affected:** Department of Historic Resources.

- 10. Technical Amendment Necessary:** No.

- 11. Other Comments:** This bill is similar to SB881.

House Bills 210 and 314 add historical African American cemeteries and graves to the list of cemeteries in the Code for the care and maintenance of which DHR may disburse funds.