

**Department of Planning and Budget**  
**2020 Special Session I - Fiscal Impact Statement**

**1. Bill Number:** HB5034

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

**2. Patron:** Miyares

**3. Committee:** House Committee on Public Safety

**4. Title:** Mandatory reporting of all offenders released from the Department of Corrections or local correctional facility.

**5. Summary:** The proposed bill would require the Department of Corrections (DOC) and all local correctional facilities to provide the Virginia Crime Commission (Commission) with (i) name, (ii) last known address, (iii) criminal history information, (iv) length of sentence for which the offender was incarcerated, (v) reason for early release, and (vi) remaining time on length of sentence for each offender in DOC or local correctional facility.

The bill establishes that for the purpose of this reporting requirement, a reason for early release includes any release on discretionary parole, any conditional release of geriatric prisoners, or any other early release that is not based on earned sentence credits, good conduct allowances, or any other good time credit. The bill requires the Commission to publish the names of offenders who are released early along with the reason for early release on its website. The bill also requires the Commission to work with the Office of the Executive Secretary of the Supreme Court of Virginia to track any future criminal charges and convictions of such offenders.

An annual report concerning the release of such offenders and any future criminal charges and convictions for such offenders to the General Assembly by November 15 of every year.

**6. Budget Amendment Necessary:** No

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

**8. Fiscal Implications:** According to the Department of Corrections (DOC) and the Office of the Executive Secretary of the Supreme Court (OES), the proposed bill is not expected to have a material fiscal impact.

According to the Compensation Board, local correctional facilities should be able to provide “name”, “last known address,” and the “length of sentence for which the offender was incarcerated” from the information jails have readily available.

According to the Virginia State Police (VSP), local correctional facilities have access to offender’s criminal history through the Virginia Criminal Information Network (VCIN) which is managed by VSP. If offenders have a criminal history that includes offenses in other states, jails would not have access to the offenders’ complete criminal history.

According to the Compensation Board, information on early releases would require time computation which could include factoring multiple offenses and sentences potentially being served across multiple localities/jails. As a result, the Compensation Board believes the proposed legislation may increase the workload of jails. However, the fiscal impact on each local correctional facility cannot be determined at this time.

Information from the Virginia State Crime Commission is not available to determine the fiscal impact on the Commission at this time.

- 9. Specific Agency or Political Subdivisions Affected:** Virginia State Crime Commission, Department of Corrections, Virginia State Police, Compensation Board, Office of the Executive Secretary of the Supreme Court, local and regional jails

- 10. Technical Amendment Necessary:** No

- 11. Other Comments:** None