Department of Planning and Budget
2021 Special Session I Fiscal Impact Statement

1. **Bill Number:** SB1122ER

   House of Origin ☐ Introduced ☐ Substitute ☐ Engrossed

   Second House ☐ In Committee ☐ Substitute ☒ Enrolled

2. **Patron:** Stanley

3. **Committee:** Passed Both Houses

4. **Title:** Habitual offenders

5. **Summary:** The bill repeals the remaining provisions of the Habitual Offender Act

   The bill also requires the Commissioner of the Department of Motor Vehicles to reinstate a person's privilege to drive a motor vehicle that was suspended or revoked solely on the basis that such person was determined to be or adjudicated a habitual offender. In addition, the bill authorizes the Virginia Alcohol and Safety Action Program (VASAP) to administer intervention interviews for individuals who were ordered to attend an intervention interview on or before June 30, 2021.

6. **Budget Amendment Necessary**: Indeterminate

7. **Fiscal Impact Estimates:** Final (see Line #8)

8. **Fiscal Implications:** **T**he bill repeals §46.2-351.1 (intervention required for certain offenders); §46.2-351(period during which offender not be to be licensed to drive motor vehicle);§46.2-357 (operation of motor vehicle by habitual offender, penalty); §46.2-358 (restoration of privilege of driving and terms and conditions); §46.2-359 (restoration of privilege of driving, petitions and terms and conditions);§46.2-360 (other provision under the Habitual Offender Act);§46.2-361 (restoration of privileges after driving while license revoked or suspended for failure to pay fine or costs: and it also repeals §§46.2-351 and 46.2-351.

   . There is not sufficient data to determine the impact on local jails or prison by the repeal of these provisions. Additionally, fines collected are deposited into the Literary Fund, however, it is not feasible to determine the impact of the bill.

   According to the Department of Motor Vehicles, the Virginia Alcohol and Safety Action Program and the Office of the Executive Secretary of the Supreme Court, the substitute bill is not expected to have a material fiscal impact on the operations of either agency.

9. **Specific Agency or Political Subdivisions Affected:** Department of Motor Vehicles, Virginia Alcohol and Safety Action Program, and Courts

10. Technical Amendment Necessary: No

11. Other Comments: None