

## **Department of Planning and Budget 2022 Fiscal Impact Statement**

**1. Bill Number:** HB279

<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:** Coyner

**3. Committee:** Courts of Justice

**4. Title:** Criminal records; sealing of records by petition; criteria.

**5. Summary:** Adds driving without a license and driving on a suspended or revoked driver's license to the list of convictions that are required to be automatically sealed. It removes a current requirement that a petitioner for expungement may only have two such petitions granted within his lifetime pursuant to § 19.2-392.12 (related to record sealing for offenses resulting in a deferred and dismissed disposition or conviction by petition). The bill also reduces from seven years to five years the time period for which a petitioner shall not have been convicted of any offense in order to be eligible for record sealing. The bill also requires the Courts to provide the Department of State Police with information concerning any violation of the terms and conditions of a suspended sentence or probation for a charge or conviction for which the Courts are also forwarding an order for record sealing.

**6. Budget Amendment Necessary:** Indeterminate.

**7. Fiscal Impact Estimates:** Preliminary. See Item 8 below.

**8. Fiscal Implications:** The Department of State Police does not anticipate a fiscal impact on agency operations as a result of the provisions of this bill. Information about any potential fiscal impact on the Courts is unavailable at this time. This impact statement will be updated when information becomes available.

**9. Specific Agency or Political Subdivisions Affected:** Department of State Police and Courts.

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.