

Department of Planning and Budget 2022 Fiscal Impact Statement

1. Bill Number: SB229

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: Obenshain

3. Committee: Judiciary

4. Title: Deferred disposition; persons with autism or intellectual disabilities; offenses against minors.

5. Summary: The proposed legislation provides that certain felony offenses, including child pornography, obscenity, electronic solicitation of a minor, indecent liberties with children, and displaying child pornography or grooming materials to a child, are ineligible for deferred and dismissed disposition where the defendant has been diagnosed with autism or an intellectual disability.

6. Budget Amendment Necessary: Indeterminate.

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

8. Fiscal Implications: The fiscal impact as a result of the proposed legislation is indeterminate. The Virginia Sentencing Commission does not have data on how often judges have used defer and dismiss provisions in the past. No fiscal impact is expected on the Courts as a result of the proposed legislation.

The Department of Behavioral Health and Developmental Services does not anticipate a fiscal impact as a result of the proposed legislation.

9. Specific Agency or Political Subdivisions Affected: Courts, Department of Behavioral Health and Developmental Services.

10. Technical Amendment Necessary: No.

11. Other Comments: None.