

## Department of Planning and Budget 2023 Fiscal Impact Statement

**1. Bill Number:** HB1582

**House of Origin**    ☐ Introduced    ☐ Substitute    ☒ Engrossed

**Second House**    ☐ In Committee    ☐ Substitute    ☐ Enrolled

**2. Patron:** Sullivan

**3. Committee:** Appropriations

**4. Title:** Claims; David Wayne Kingrea; compensation for wrongful incarceration.

**5. Summary:** Provides relief in the amount of \$58,942 to David Wayne Kingrea, who was wrongly convicted of indecent liberties with a minor.

**6. Budget Amendment Necessary:** Yes; Item 277 of HB 1400/SB 800

**7. Fiscal Impact Estimates:** Preliminary; see Item 8.

**8. Fiscal Implications:** The engrossed version of HB 1582 provides relief in the amount of \$58,942 for Mr. David Wayne Kingrea. This is consistent with the amount that the Department of the Treasury has calculated that Mr. Kingrea would be eligible for based upon the methodology in § 8.01-195.11, Code of Virginia, and the latest information it has received regarding dates of incarceration and expenses eligible for reimbursement. This amount includes a \$15,000 transition assistance grant. This calculation does not include any adjustments proposed in other legislation to § 8.01-195.11, Code of Virginia, such as those in HB 1586.

The bill also provides that Mr. Kingrea shall receive a transition assistance grant of \$15,000 from the Criminal Fund and any amount received as a transition assistance grant shall be deducted from the other relief provided. Language is usually provided in the budget to direct this amount to be repaid to the Criminal Fund.

This bill also provides that Mr. Kingrea may receive career and technical training from the Virginia Community College System (VCCS), free of tuition charges, up to a maximum of \$10,000. This can be absorbed by VCCS within existing resources.

**9. Specific Agency or Political Subdivisions Affected:** Department of the Treasury, Virginia Community College System, Supreme Court of Virginia

**10. Technical Amendment Necessary:** No

**11. Other Comments:** In addition to the compensation for wrongful incarceration available under current law, HB 1586 proposes additional factors for which compensation would be provided. If enacted, both HB 1582 and HB 1586 as introduced would become effective concurrently. Please see the fiscal impact statement for HB 1586 for an estimate of the impact of such changes if they were to apply to Mr. Kingrea.

2/3/2023