

Department of Planning and Budget

2023 Fiscal Impact Statement

1. Bill Number: SB1073ER

House of Origin ☐ Introduced ☐ Substitute ☐ Engrossed

Second House ☐ In Committee ☐ Substitute ☒ Enrolled

2. Patron: Hackworth

3. Committee: Passed both Houses

4. Title: Unmanned aircraft systems; trespass over correctional facilities; penalty.

5. Summary: Provides that any person who knowingly and intentionally causes an unmanned aircraft system to drop any item within the boundaries of or obtain any videographic or still image of any identifiable inmate or resident at any state or local correctional facility or juvenile correctional center is guilty of a Class 1 misdemeanor.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Final. See Item 8 below.

8. Fiscal Implications: The proposed legislation is not anticipated to have a fiscal impact on the Department of Juvenile Justice or the Department of Corrections.

Anyone convicted of a Class 1 misdemeanor is subject to a sentence of up to 12 months in jail and a fine of not more than \$2,500, either or both.

There is not enough information available to reliably estimate the increase in jail population as a result of this proposal. However, any increase in jail population will increase costs to the state. The Commonwealth currently pays the localities \$4.00 a day for each misdemeanor or otherwise local-responsible prisoner held in a jail. It also funds a large portion of the jails' operating costs, e.g., correctional officers. The state's share of these costs varies from locality to locality. However, according to the Compensation Board's most recent Jail Cost Report (November 2022), the estimated total state support for local jails averaged \$40.39 per inmate, per day in FY 2021.

9. Specific Agency or Political Subdivisions Affected: Courts, law enforcement agencies, Local and regional jails.

10. Technical Amendment Necessary: No.

11. Other Comments: This bill is a companion to HB2020ER.