

Department of Planning and Budget 2023 Fiscal Impact Statement

1. Bill Number: SB928

House of Origin ☒ Introduced ☐ Substitute ☐ Engrossed

Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron: Hashmi

3. Committee: Finance and Appropriations

4. Title: Claims; Michael Haas; compensation for wrongful incarceration.

5. Summary: Provides relief in an amount to be provided for in the appropriation act to Michael Haas, who was wrongly convicted of forcible sodomy.

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

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

8. Fiscal Implications: The Department of the Treasury has calculated that Mr. Michael Haas would be eligible for \$1,530,653 based upon the latest information it has received regarding dates of incarceration and expenses eligible for reimbursement pursuant to the current provisions of § 8.01-195.11, Code of Virginia. 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 provides that Mr. Haas 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 other relief provided. Language is usually provided in the budget to direct this amount to be repaid to the Criminal Fund. If the \$15,000 is repaid to the Criminal Fund, the total estimated general fund impact of the bill would be \$1,530,653.

This bill also provides that Mr. Haas 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: This bill is similar to HB 1463.

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 SB 928 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. Haas.

1/23/2023