

## Department of Planning and Budget 2024 Session Fiscal Impact Statement

**1. Bill Number:** HB1382

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:** Garrett

**3. Committee:** Agriculture, Chesapeake and Natural Resources

**4. Title:** Meat; misbranding.

**5. Summary:** Provides that a food product shall be deemed misbranded if it purports to be, or is represented as, a meat food product while containing no meat, except to the extent that its label bears the word “imitation” followed by the name of the meat food product being imitated.

**6. Budget Amendment Necessary:** No.

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

**8. Fiscal Implications:** The Virginia Department of Agriculture and Consumer Services anticipates that they can absorb any additional impact from the passage of this legislation within current resources.

The penalty for misbranding food is a Class 1 misdemeanor. 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 localities \$5.00 a day for each misdemeanant 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 on a per prisoner, per day basis varies from locality to locality. However, according to the Compensation Board’s most recent Jail Cost Report (November 2023), the estimated total state support for local jails averaged \$45.76 per inmate, per day in FY 2022.

**9. Specific Agency or Political Subdivisions Affected:** Virginia Department of Agriculture and Consumer Services, courts, jails, localities

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

**11. Other Comments:** None