

Department of Planning and Budget 2024 Session Fiscal Impact Statement

1. Bill Number: HB46

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: Bennett-Parker

3. Committee: Public Safety

4. Title: Firearm; transfers to another person from a prohibited person.

5. Summary: This bill allows a person who is prohibited from possessing a firearm because he or she is subject to a protective order or has been convicted of an assault and battery of a family or household member to transfer a firearm to any person who is not otherwise prohibited by law from possessing such firearm, as long as that person is 21 years of age or older and does not reside with the person who is subject to the protective order.

The bill also provides that such prohibited person who transfers, sells, or surrenders a firearm pursuant to the provisions of the bill must inform the clerk of the court of the name and address of the transferee, the federally licensed firearms dealer, or the law-enforcement agency in possession of the firearm and must provide a copy of such form to the transferee.

The bill also provides that a person who is prohibited from possessing a firearm because he or she is subject to a protective order or has been convicted of an assault and battery of a family or household member must be advised that a law-enforcement officer may obtain a search warrant to search for any firearms from such person if such law-enforcement officer has reason to believe that such person has not relinquished all firearms in his possession.

6. Budget Amendment Necessary: See Item 8 below.

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

8. Fiscal Implications: According to the Virginia Department of State Police (VSP), this bill is not expected to have a fiscal impact on agency operations. The impact this bill may have on courts and local law enforcement is not known at this time. If additional information is received, this impact statement will be revised.

9. Specific Agency or Political Subdivisions Affected: Virginia Department of State Police, local law enforcement agencies, courts

10. Technical Amendment Necessary: No

11. Other Comments: This bill is companion to SB47.