

Department of Planning and Budget 2024 Session Fiscal Impact Statement

1. Bill Number: HB614

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: Price

3. Committee: Courts of Justice

4. Title: Community service work in lieu of payment of fines and costs; work performed while incarcerated.

5. Summary: Current law requires the court to establish a program and provide an option to any person upon whom a fine and costs have been imposed to discharge all or part of the fine or costs by earning credits for the performance of community service work before or after imprisonment or, in accordance with certain provisions, during imprisonment. This bill requires the court to allow the earning of credits for the performance of community service work or work performed while incarcerated in a local, regional, or state correctional facility.

The bill provides that a person who is performing work while incarcerated must be credited at the same rate as the community service work rate less any wages received for such work performed while incarcerated and defines the term "work performed while incarcerated" as any work done on or after July 1, 2020, by a person confined in any penal or corrective institution of the Commonwealth or any of its political subdivisions who is paid a wage that is less than the Virginia minimum wage as provided in § 40.1-28.10.

The bill also requires the Department of Corrections to provide confirmation of the hours worked and the credits earned for such work upon request of any person who has performed work while incarcerated or his representative.

6. Budget Amendment Necessary: Indeterminate

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

8. Fiscal Implications: According to the Department of Corrections, the provisions of this bill can be met with existing resources.

The impact on the Office of the Executive Secretary of the Supreme Court (OES) cannot be determined at this time. The impact this bill may have on courts and local and regional jails is not known at this time. If additional information becomes available, this impact statement will be revised. Fines are deposited into the Literary Fund and the impact to the Fund cannot be determined at this time.

9. Specific Agency or Political Subdivisions Affected: Department of Corrections, local and regional jails, courts

10. Technical Amendment Necessary: No

11. Other Comments: None