

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

**1. Bill Number:** HB641

<b>House of Origin</b>	<input type="checkbox"/> Introduced	<input checked="" type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
<b>Second House</b>	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

**2. Patron:** Sullivan

**3. Committee:** Appropriations

**4. Title:** Claims; David Wayne Kingrea; compensation for wrongful inclusion on sex offender registry.

**5. Summary:** The bill grants relief in an amount to be appropriated to David Wayne Kingrea, who was wrongly convicted of indecent liberties with a minor, and as a result of such wrongful conviction, required to register on the sex offender registry.

**6. Budget Amendment Necessary:** Yes, Item 261 of HB30. The bill directs that “there is hereby appropriated from the general fund of the state treasury the sum of an amount to be provided in the appropriation act for the relief of David Wayne Kingrea...” A budget amendment would be required to appropriate such relief.

**7. Fiscal Impact Estimates:** Preliminary, see Item 8.

**8. Fiscal Implications:** The bill would provide relief to David Wayne Kingrea. Mr. Kingrea was found to have been wrongfully incarcerated and was compensated for the time he was incarcerated via Chapter 13, 2023 Acts of Assembly. Mr. Kingrea was also wrongfully required to register on the sex offender registry, and it is assumed this legislation is intended to compensate him for the time he was wrongfully registered. Any amount for such compensation would need to be appropriated in the Appropriation Act from the general fund in order for Treasury to make the payment and purchase the annuity.

**9. Specific Agency or Political Subdivisions Affected:** Department of the Treasury

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

**11. Other Comments:** The Code of Virginia, as it currently exists, does not include a provision for compensating individuals who were found wrongfully incarcerated and subsequently wrongfully required to register on the sex offender registry. A separate bill, HB640, would provide a process for compensating individuals who were wrongfully required to register on the sex offender registry.