

## Department of Planning and Budget 2015 Fiscal Impact Statement

**1. Bill Number:** HB1353H1

**House of Origin**     Introduced     Substitute     Engrossed  
**Second House**     In Committee     Substitute     Enrolled

**2. Patron:**        Ramadan

**3. Committee:** Courts of Justice

**4. Title:**         Sex Offender and Crimes Against Minors Registry; supplement to Registry.

**5. Summary:** The substitute requires the Superintendent of State Police to establish a Supplement to the Sex Offender and Crimes Against Minors Registry that would include information on persons who were convicted of certain sexual offenses on or after July 1, 1980, and before July 1, 1994, that would include the names of persons who have committed offenses that would require registration if the offense occurred today, but who are not otherwise required to register. The supplement must include the person's name, the date of the conviction, the jurisdiction in which the conviction occurred, as well as the person's age on the date of the conviction, the offense of which he was convicted, and the Code of Virginia section of the conviction. The Superintendent of State Police shall complete the Supplement prior to January 1, 2016, and make it available to the public on the State Police website. The proposal also provides that the persons whose names and conviction information appear on the Supplement are not subject to the registration requirements of the Code of Virginia Chapter 9 of Title 9.1, and are not considered persons for whom registration is required unless they are required to register pursuant to other provisions of that chapter.

The substitute also provides that the person whose name and conviction appear on the Supplement may petition the circuit court to have his name and conviction information removed from the Supplement.

**6. Budget Amendment Necessary:** Yes. Item 413.

**7. Fiscal Impact Estimates:** Preliminary. See Items 7a and 8.

**7a. Expenditure Impact:**

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2016	\$23,040	0	GF
2017	\$1,000	0	GF
2018	\$1,000	0	GF
2019	\$1,000	0	GF
2020	\$1,000	0	GF
2021	\$1,000	0	GF

**8. Fiscal Implications:** This legislation would require the Department of State Police (Department) to establish and maintain a Supplement to the Sex Offender and Crimes against Minors Registry (SOR).

According to the Department, the provisions of this bill create a fiscal impact because there will be a cost to develop the Supplement. The establishment of the SOR Supplement would require modification of the SOR website to accept a database of information on sex offenders who were convicted of certain sexual offenses on or after July 1, 1980, and before July 1, 1994. Additionally, to establish the Supplement, the Department would be required to conduct an extensive research vetting the subjects on the newly created list. According to the Department, the one-time cost associated with the setting up the SOR Supplement is \$23,040, and there will be ongoing annual maintenance cost of \$1,000. According to the Department, any change to the proposal provisions may require a new cost review.

According to the circuit courts representative, the courts will be able to incorporate new petitions under this proposal (removal from the Supplement) into existing dockets without additional need for resources.

**9. Specific Agency or Political Subdivisions Affected:** Department of State Police, Commonwealth Attorneys, and Circuit Courts.

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

**11. Other Comments:** Similar to SB1074 S1.

**Date:** 2/10/2015-HB1353H1.docx (LAJ)