

Department of Planning and Budget 2022 Fiscal Impact Statement

1. Bill Number: HB25

House of Origin ☒ Introduced ☐ Substitute ☐ Engrossed
Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron: Anderson

3. Committee: Committee Referral Pending

4. Title: Earned sentence credits; possession of child pornography.

5. Summary: Under current law, an inmate may earn a maximum of four and one-half sentence credits for each 30 days served. Beginning July 1, 2022, the current system will be replaced with a four-level classification system, allowing sentence credits to be earned based on an inmate's behavioral conduct and participation in all programs to which the inmate is assigned pursuant to § 53.1-32.1 (Classification system; program assignments; mandatory participation). Inmates who are convicted of certain crimes will not be eligible to participate in the enhanced sentence credit system and instead will continue to earn the current four and one-half sentence credits for each 30 days served.

Under the law that becomes effective July 1, 2022, anyone convicted of a first offense of possession of child pornography is eligible to participate in the enhanced sentence credit system; anyone convicted of a second or subsequent offense is not eligible. Under the provisions of this bill, anyone convicted of first offense of possession of child pornography will not be eligible to earn enhanced sentence credits.

6. Budget Amendment Necessary: No

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

8. Fiscal Implications: According to the Department of Corrections, changes to the electronic offender management system (CORIS) required by this bill can be performed in-house and will not have a material fiscal impact.

9. Specific Agency or Political Subdivisions Affected: Department of Corrections

10. Technical Amendment Necessary: No

11. Other Comments: None