

Department of Planning and Budget 2022 Fiscal Impact Statement

1. Bill Number: HB509

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: March

3. Committee: Committee Referral Pending

4. Title: Firearms; removal from persons posing substantial risk; penalties.

5. Summary: Repeals sections of the Code pertaining to substantial risk orders. Under current law, a Commonwealth's attorney or law enforcement officer may apply to a judge or magistrate for such an order to prohibit a person who poses a substantial risk to himself or others from purchasing or possessing a firearm. The bill removes a requirement that the Department of State Police (VSP) maintain a registry for the entry of such orders, and it repeals the Code section that makes it a Class 1 misdemeanor for the subject of such an order to purchase or possess a firearm.

6. Budget Amendment Necessary: No.

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

8. Fiscal Implications: Under current law, anyone convicted of a Class 1 misdemeanor is subject to a sentence of up to 12 months in jail and a fine of not more than \$2,500, either or both. Any potential fiscal impact on local and regional jails, or on the Commonwealth's Literary Fund, where such fines are deposited, is indeterminate at this time.

According to the Department of State Police (VSP), there is no anticipated fiscal impact on agency operations as a result of the provisions of this bill. There is no anticipated fiscal impact on other state agencies. Any potential fiscal impact on local law enforcement agencies is indeterminate at this time.

9. Specific Agency or Political Subdivisions Affected: Courts, Department of State Police Commonwealth's Attorneys, Local law enforcement agencies, Local and regional jails.

10. Technical Amendment Necessary: No.

11. Other Comments: None.