

Department of Planning and Budget

2022 Fiscal Impact Statement

1. Bill Number: SB493

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

2. Patron: McClellan

3. Committee: Judiciary

4. Title: Sexually explicit visual material to another; unlawful dissemination, penalty.

5. Summary: The proposed legislation provides that any person 18 years of age or older who knowingly transmits sexually explicit visual material by computer or other electronic means to another person 18 years of age or older when such other person has not requested or consented to the transmittal of such material or has expressly forbidden the transmittal of such material is subject to a civil penalty of not more than \$250 for a first offense and not more than \$500 for a second offense or subsequent offense.

6. Budget Amendment Necessary: No

7. Fiscal Impact Estimates: Preliminary (see Item 8 below).

8. Fiscal Implications: Proceeds of all fines and penalties collected for offenses committed against the Commonwealth are paid into the state treasury to the credit of the Literary Fund. Although this legislation could have a possible revenue impact from the collection of fines, it is impossible to determine the extent of the impact at this time.

The bill is not expected to create a fiscal impact on state agencies. Any potential fiscal impact on local law enforcement agencies cannot be determined at this time.

9. Specific Agency or Political Subdivisions Affected: None

10. Technical Amendment Necessary: No

11. Other Comments: The bill is identical to HB334.