

Department of Planning and Budget 2024 Session Fiscal Impact Statement

1. Bill Number: SB442S1

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: Durant

3. Committee: Courts of Justice

4. Title: Computer trespass; elementary and secondary schools; school board; penalty.

5. Summary: This proposal makes it a Class 6 felony when a computer trespass offense is committed against any public, private, or religious elementary or secondary school or school board. Currently, it is a Class 1 misdemeanor unless the act results in a loss or damage of \$1,000 or more, was against a government entity or public utility.

6. Budget Amendment Necessary: No.

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

8. Fiscal Implications: By increasing the penalty for an existing offense from a Class 1 misdemeanor to a Class 6 felony, the proposal may increase the future state-responsible (prison) bed space needs of the Commonwealth. In past six fiscal years, however, no offender convicted under the existing provision has received an active state-responsible (prison) term. Therefore, the proposal is not expected to impact prison bed space needs during the six-year window specified by § 30-19.1:4 for legislative impact statements.

The proposal may increase the local-responsible (jail) bed space needs, but the magnitude of the impact cannot be determined. However, the impact, is expected to be small.

9. Specific Agency or Political Subdivisions Affected: Department of Corrections, state and local regional jails, Courts, state and local law enforcement agencies, Commonwealth's Attorneys, and Office of the Public Defender.

10. Technical Amendment Necessary: No.

11. Other Comments: None