Department of Planning and Budget
2025 General Assembly Session
State Fiscal Impact Statement

PUBLISHED: 1/14/2025 2:17 PM **ORIGINAL**

Bill Number: HB2075 **Patron:** Garrett
Bill Title: Sexual abuse of certain children; penalty.

Bill Summary: Increases from a Class 1 misdemeanor to a Class 6 felony the penalty for sexual abuse of a child who is 13 or 14 years of age.

Budget Amendment Necessary: Yes **Items Impacted:** Item 390
Explanation: See below

Fiscal Summary:

Proposal requires "Woodrum" impact funding per § 30-19.1:4, Code of Virginia, to account for a possible increase in the need for state prison beds due to this legislation.

General Fund Expenditure Impact:

Agency	FY2025	FY2026	FY2027	FY2028	FY2029	FY2030
Dept. of Corrections		$738,341				
TOTAL		**$738,341**				

Fiscal Analysis:

This proposal changes a Class 1 misdemeanor to a Class 6 felony. Anyone convicted of a Class 6 felony is subject a term of imprisonment of not less than one year nor more than five years, or in the discretion of the jury or the court trying the case without a jury, confinement in jail for not more than 12 months and a fine of not more than $2,500, either or both. Therefore, this proposal could result in an increase in the number of persons sentenced to prison.

This proposal is expected to increase the future state-responsible (prison) bed space needs of the Commonwealth. The impact is estimated to be at least 14 beds statewide by FY2031. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation is at least $766,778.

Additionally, this proposal is expected to decrease the future local-responsible (jail) bed needs, since offenders who previously received a jail sentence from a Class 1 misdemeanor would now receive a prison sentence from a Class 6 felony under this proposal. The impact on local-responsible (jail) beds is estimated to be a decrease of at least one bed by FY2031 (state savings: at least $28,437).

Other: None