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

Fiscal Analysis: The Department of Behavioral Health and Developmental Services will require one additional position within the Office of Recovery Services (ORS) take on the additional administrative workload and time restraints that are required to effectively carry out this legislation. This would include establishing a method of verification that providers are in compliance with regulations established pursuant to the legislation. To meet this requirement, one recovery residences quality assurance position will be needed at a salary of \$70,000. The total compensation with fringe benefits and non-personnel costs for this position will be \$115,846 for FY26 and \$115,846 for FY27.

Literary Fund

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.

Compensation Board

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.

There is not enough information available to reliably estimate the increase in jail population as a result of this legislation. However, any increase in jail population will increase costs to the state. The Commonwealth currently pays localities \$5.00 a day for each misdemeanant or otherwise local-responsible prisoner held in a jail. It also funds a large portion of the jails' operating costs, e.g., correctional officers. The state's share of these costs on a per prisoner, per day basis varies from locality to locality. However, according to the Compensation Board's most recent Jail Cost Report (November 2024), the estimated total state support for local jails averaged \$56.38 per inmate, per day in FY 2023.