

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

PUBLISHED: 2/3/2025 3:25 PM

ORIGINAL

Bill Number: HB1914

Patron: Sullivan

Bill Title: Compensation for wrongful incarceration; compensation for certain intentional acts.

Bill Summary: The bill provides that individuals who are eligible for additional compensation due to wrongful incarceration caused by an intentional act of an officer or employee of a political subdivision in Virginia are not required to waive their right to pursue present or future legal claims. The bill also conditions that any compensation an individual receives as a result of being wrongfully required to register with the Sex Offender and Crimes Against Minors Registry will only be for the years that the individual was registered after being released from incarceration.

Budget Amendment Necessary: No

Items Impacted: N/A

Explanation: No budget amendment is necessary.

Fiscal Summary: The fiscal impact is indeterminate.

Fiscal Analysis: According to the Treasury, the fiscal impact of the proposed legislation is indeterminate. The proposed legislation provides that individuals who are eligible for additional compensation due to wrongful incarceration caused by an intentional act of an officer or employee of a political subdivision in Virginia are not required to waive their right to pursue present or future legal claims against the officer, employee, or the political subdivision that employs them.

The bill also modifies the existing formula for awarding compensation by basing the compensation on whether the person was required to register with the Sex Offender and Crimes Against Minors Registry after release from incarceration. The current law provides compensation to all individuals who were required to register with the Sex Offender and Crimes Against Minors Registry regardless of whether the individual was registered before or after being released from incarceration.

Other: If this bill is enacted into law, it will impact the wrongful registration relief calculations on HB1586, HB1776 and HB2691.