

**Department of Planning and Budget
2026 General Assembly Session
State Fiscal Impact Statement**

Position Impact:

<u>Agency</u>	<u>FY2026</u>	<u>FY2027</u>	<u>FY2028</u>	<u>FY2029</u>	<u>FY2030</u>	<u>FY2031</u>
201 (DOE)	0	1	1	1	1	1
TOTAL	0	1	1	1	1	1

Fiscal Analysis: The Department of Education (DOE) anticipates the need for an additional position to develop implementation and support guidance, update model policies, ensure appropriate technical assistance and responses to division-level legal and procedural questions, support training for educators and administrators, and help ensure consistent application across the state. DOE estimates a total cost of \$154,101 general fund per year beginning in FY27 including salary, benefits, and technology.

Any impact to local school divisions is indeterminate.

This bill establishes a new Class 1 misdemeanor. 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 proposal. 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 2025), the estimated total state support for local jails averaged \$58.25 per inmate, per day in FY 2024.

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. Any revenue impact is indeterminate.

Other: None