

Department of Planning and Budget 2024 Session Fiscal Impact Statement

1. Bill Number: HB803S3

House of Origin Introduced Substitute Engrossed
Second House In Committee Substitute Enrolled

2. Patron: Rasoul

3. Committee: Finance and Appropriations

4. Title: Expungement of juvenile court records.

5. Summary: The bill provides that if a juvenile was found guilty of an offense for which the clerk is required to furnish an abstract to the Department of Motor Vehicles or was adjudicated delinquent of a delinquent act that would be a felony if committed by an adult, other than murder, rape, kidnapping, robbery, and other felonies committed when such juvenile was 14 years of age or older, the records must be destroyed when the juvenile turns 29 years old.

However, if the juvenile was adjudicated delinquent of murder, rape, kidnapping, robbery and other felonies and the delinquent act committed when such juvenile was 14 years of age or older at the time of the offense, then those records must be retained.

The bill also provides that the clerk of the juvenile and domestic relations district court will expunge all records affected by the provisions of this proposal by July 1, 2027.

6. Budget Amendment Necessary: No, see Item 8 below.

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

8. Fiscal Implications: According to the Office of the Executive Secretary (OES), the proposal would require that the case management systems utilized by the courts be updated to identify specific cases that should be retained beyond the currently programmed retention period. The estimated one-time cost for the system enhancements is \$34,520. It is expected that this cost could be absorbed within existing resources.

According to the Department of Juvenile Justice, there is no anticipated fiscal impact on the agency's operations as a result of the bill. The Virginia State Police reports that the proposed bill has no fiscal impact on agency operations.

9. Specific Agency or Political Subdivisions Affected: Department of Juvenile Justice, Courts.

10. Technical Amendment Necessary: No.

11. Other Comments: None.