



## HOUSE COMMITTEE ON APPROPRIATIONS

# FISCAL NOTE

HOUSE BILL NO. 416

PRINTER'S NO. 2929

PRIME SPONSOR: Powell

### COST / (SAVINGS)

FUND	FY 2023/24	FY 2024/25
General Fund	\$0	\$0

### SUMMARY:

Creates the offense of unauthorized location tracking.

### ANALYSIS:

House Bill 416 Printer's Number 2929 amends Title 18 (Crimes and Offenses) Section 2709.1 and inserts subsection C.1, which creates the offense of unauthorized location tracking. A person commits the offense of unauthorized location tracking when they install or place a technological device or cause the device to be placed on the person or property of another person that would allow them to determine or monitor the location or movement of that person. An individual found guilty of this offense would commit a misdemeanor of the third degree, which is punishable by up to one year in prison and/or a fine of up to \$2,000.

This legislation would take effect in 60 days upon enactment.

### FISCAL IMPACT:

Data are not available to reliably estimate how many individuals may be convicted of this new offense. Therefore, its potential cost to the Commonwealth and to local governments is indeterminate.

It should be noted that offenders with a maximum sentence of less than two years are typically sent to a county jail. Marginal costs are not available for county facilities, but the average annual cost to incarcerate someone in a county jail in 2022 was \$43,701.

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House Appropriations Committee (D)

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*Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.*