



NORTH CAROLINA GENERAL ASSEMBLY

Session 2021

Legislative Fiscal Note

Short Title: Restitution/Sexual Exploitation of Minor.
Bill Number: House Bill 598 (First Edition)
Sponsor(s): Representative Davis

SUMMARY TABLE

FISCAL IMPACT OF H.B.598, V.1

	<u>FY 2021-22</u>	<u>FY 2022-23</u>	<u>FY 2023-24</u>	<u>FY 2024-25</u>	<u>FY 2025-26</u>
State Impact					
General Fund Revenue	-	-	-	-	-
Less Expenditures	-	-	-	-	-
General Fund Impact	No Fiscal Impact				

NET STATE IMPACT	No Fiscal Impact
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FISCAL IMPACT SUMMARY

This bill establishes provisions for awarding restitution to the victims of defendants convicted of sexual exploitation of a minor. Restitution to victims of exploitation is provided under existing state law. This proposed bill is not expected to increase restitution awards nor significantly impact the hearings required to establish restitution awards in exploitation cases.

FISCAL ANALYSIS

The proposed bill creates a new section, G.S. 14-190.17B, restitution for sexual exploitation of a minor. Subsection (a) requires the ordering of restitution to victims of an exploitation offense. Subsection (b) states the court must determine the full amount of the victim's losses incurred as a proximate result of the offense and defines the losses that can be considered. Subsection (c) and (d) describe how to apportion liability if more than one defendant contributed to the victim's losses. The proposed bill does not represent a significant change in court operations. The proposed bill would prohibit the current practice of making co-defendants jointly and severally liable for the full amount of restitution for a shared victim's injuries. However, there is no data to suggest that this change would result in additional costs to the courts.

TECHNICAL CONSIDERATIONS

N/A.

DATA SOURCES

LEGISLATIVE FISCAL NOTE – PURPOSE AND LIMITATIONS

This document is an official fiscal analysis prepared pursuant to Chapter 120 of the General Statutes and rules adopted by the Senate and House of Representatives. The estimates in this analysis are based on the data, assumptions, and methodology described in the Fiscal Analysis section of this document. This document only addresses sections of the bill that have projected direct fiscal impacts on State or local governments and does not address sections that have no projected fiscal impacts.

CONTACT INFORMATION

Questions on this analysis should be directed to the Fiscal Research Division at (919) 733-4910.

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Signed copy located in the NCGA Principal Clerk's Offices

