

Department of Planning and Budget 2001 Fiscal Impact Statement

1. Bill Number SB1075

House of Origin	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron Maxwell

3. Committee Transportation

4. Title Racial Profiling and Report Statistics Act, study data.

5. Summary/Purpose: Requires the Superintendent of State Police to require each state police officer, during the course of his official duties regarding traffic stops, to record the race, ethnicity, gender, and age of each motorist stopped and the specific reason for the stop, when a routine traffic stop or a traffic stop for any traffic violation results in (i) a search of the motorist or his vehicle; (ii) the detaining of a motorist for questioning; or (iii) the charge or arrest of the motorist for the commission of an alleged criminal offense. The bill also requires the development of a mechanism for collecting, analyzing, interpreting, and reporting data and statistics generated through such traffic stop reports. The Superintendent may engage any accredited public two-year or four-year institution of higher education in the Commonwealth or an independent body with the experience, expertise, and technical capacity to conduct such research to assist in designing the reporting mechanisms and analyzing and reporting the data to the Governor and the General Assembly. The provisions of the bill expire on July 1, 2003. This bill was a recommendation of the Joint Subcommittee Studying the Status and Needs of African-American Males in Virginia.

6. Fiscal Impact Estimates are: Preliminary

6a. Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2000-01			
2001-02	\$1,672,536	48	GF
2002-03	\$1,461,336	48	GF

7. Budget amendment necessary: Yes. Item 490.
8. Fiscal implications: According to the Department of State Police, current management information systems and data collection instruments do not capture the information specified in the proposed bill. The department would be required to design, develop, and maintain a system capable of serving all seven field divisions and the 48 area offices statewide. Also, due to the department's current communication limitations, 48 additional positions are required. These positions would be assigned to support officers in the 48 area offices, to collect and enter the data. Additional costs include designing and developing a database, and the services of a management analyst to analyze, interpret, and report the data. It is also anticipated that the legislation would impact trooper productivity; by as much as five minutes per contact. The department estimates state troopers have approximately three million contacts with citizens annually.

The fiscal impact of this legislation could be partially avoided if resources are committed to the land mobile radio project (LMR). The LMR could permit the Department of State Police, as well as the local law enforcement agencies, to submit required data directly to the Department of State Police from the alleged traffic offense scene. If funded, the LMR system could be providing some racial profiling data from state and local police officers in less than two years (the entire state in about 6 years).

9. Specific agency or political subdivisions affected: Department of State Police, all law enforcement agencies in Virginia.
10. Technical amendment necessary: No.
11. Other comments: Similar to SB1241, HB2504, and HB2503.

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cc: Secretary of Public Safety

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