

## Department of Planning and Budget 2004 Fiscal Impact Statement

**1. Bill Number** SB236S2

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

**2. Patron** Norment

**3. Committee** House Courts of Justice

**4. Title** Domestic violence; sexual assault.

**5. Summary/Purpose:** The legislation proposes to amend and reenact §§ 9.1-102, 16.1-253.2, 16.1-279.1, 18.2-57.3, 19.2-81.4, and 63.2-1502 of the Code of Virginia relating, law-enforcement personnel in handling sexual assault and stalking cases and to establish training standards and model policy and protocols for local and regional sexual assault response teams. Provides that temporary (no more than 90 days) child support may be one of the conditions imposed on a respondent in a family abuse protective order. The bill requires that as of January 1, 2005, the treatment or education program that a court may refer the defendant to in a family abuse criminal case must be one approved by the Department of Criminal Justice Services. The bill requires the state police and local law-enforcement agencies to have policies that provide guidance to officers on domestic violence incidents involving law-enforcement officers and repeat offenders. The Department of Social Services is required to establish minimum training requirements on family abuse and domestic violence for child protective services workers and supervisors.

**6. Fiscal Impact Estimates are:** Preliminary. See item #8.

**7. Budget amendment necessary:** No.

**8. Fiscal implications:** The fiscal implications of this legislation are unclear. The legislation directs the Department of Criminal Justice Services (DCJS) to develop model policies and training standards for law enforcement in handling domestic violence, sexual assault, and stalking offenses. The agency advises that it would require an additional staff person with financial support to allow additional training related to the requirements of this bill. However, the agency has produced and maintains existing training standards and a model policy manual for law enforcement agencies that are nationally recognized for their quality and thoroughness. Included in this manual are model policies for domestic violence, sexual assault, and family abuse. As such, the agency should not be fiscally impacted by the legislation purely for writing up model training standards or policies.

**9. Specific agency or political subdivisions affected:** Department of Criminal Justice Services, Department of Social Services, and local police departments as well as local and regional training academies.

**10. Technical amendment necessary:** No.

**11. Other comments:** This legislation is similar to HB1233.

**Date:** 02/12/04 / MEM

**Document:** G:\Fis\04\Dcjs\Sb236s2.Doc Michael McMahon

cc: Secretary of Public Safety