

Department of Planning and Budget 2015 Fiscal Impact Statement

1. Bill Number: HB 1930

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

2. Patron: Bell, Robert B.

3. Committee: Courts of Justice

4. Title: Institutions of higher education; response to violence; penalty.

5. Summary: Requires:

- a) The protocols and policies for local multidisciplinary sexual assault response teams to include: (i) the campus and community response to criminal sexual assault committed on the campus of any institution of higher education, (ii) implementation of new provisions provided by the legislation for faculty and administrators of institutions of higher education to report violent penalties, and (iii) collection and annual reporting of the number of criminal sexual assaults committed on the campus of higher education institutions.
- b) Any faculty member or administrator of a public institution of higher education, who obtains information alleging that a violent felony has been committed, to report such information to the local attorney for the Commonwealth or local law-enforcement agency within 4 hours, except: if reporting would violate state or federal law, if the matter has been previously reported, or if the information was obtained in providing legal services at the institution's legal services center. A violation of this provision is subject to a civil penalty of \$500 for the first violation and not more than \$1,000 for each subsequent violation, collected by the State Council of Higher Education for Virginia (SCHEV) and deposited into the Literary Fund.
- c) The governing board of each institution of higher education to establish a written memorandum of understanding with a local sexual assault crisis center or victim support service and adopt policies to provide victims with information on contacting such center.
- d) Campus police officers and members of auxiliary forces at an institution of higher education to receive training in trauma-informed response, interviewing, and investigation of alleged criminal sexual assaults committed on campus. The bill also requires that mutual aid agreements between a campus police force and law-enforcement agencies contain provisions requiring notification of the local attorney for the Commonwealth of any complaint or investigation involving a violent felony.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Indeterminate. See item 8.

8. Fiscal Implications: It is anticipated that no fiscal impact will result from the provisions of the legislation summarized in part a) above. It is anticipated that any administrative efforts

required to address the provisions described in parts c) and d) above can be accommodated within existing resources of the higher education institutions.

The section of the proposed legislation summarized in part b) above could result in an increase in revenue to the Literary Fund through its associated fees. However, there is no way to estimate the potential magnitude of this impact because there is no way to know how many people will violate this provision of the legislation.

9. Specific Agency or Political Subdivisions Affected: Commonwealth's attorneys, SCHEV, public institutions of higher education, Virginia law enforcement agencies.

10. Technical Amendment Necessary: No.

11. Other Comments: None.