

**Department of Planning and Budget
2015 Fiscal Impact Statement**

1. Bill Number: SB 1194

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

2. Patron: Norment

3. Committee: Senate Courts of Justice

4. Title: Special conservators of the peace

5. Summary:

State law authorizes a circuit court judge, upon application of a sheriff or chief of police, a corporation, business owner, or museum to appoint special conservators of the peace. Special conservators of the peace have all the powers, functions, duties, responsibilities, and authority of law enforcement officers within the geographical limitations specified in the court order or on the real property of the applicant. The court may limit or prohibit the carrying of any weapons by a special conservator of the peace while within the scope of his employment.

The proposed legislation would amend the provisions regarding the application and appointment of a special conservator of the peace. The primary provisions are:

1. Requirement that applicants submit, with the application, results of a background investigation and a temporary letter of qualification from the Department of Criminal Justice Services specifying that the applicant has complied with minimum training requirements, submitted fingerprints for a criminal history records check, and submitted the results of a background check, and
2. Requirement that all persons seeking appointment or reappointment as a special conservator of the peace register with the Department of Criminal Justice Services.
3. Directing the court to retain jurisdiction for four years for any order entered into relating to special conservators of the peace and authorizing the court to revoke any appointment for good cause shown.

6. Budget Amendment Necessary: None.

7. Fiscal Impact Estimates: Preliminary. See Item 8 below.

8. Fiscal Implications:

The proposed legislation would require all applicants seeking appointment or reappointment as a special conservator of the peace to register with the Department of Criminal Justice Services and for the department to issue temporary letters of qualification

for applicants. It is not expected that the provisions of the proposed legislation would have a fiscal impact on the agency.

9. Specific Agency or Political Subdivisions Affected:

Department of Criminal Justice Services
Circuit courts

10. Technical Amendment Necessary: None.

11. Other Comments: None.

Date: 2/9/2015

Document: G:\LEGIS\fis-15\sb1194e2.docx Dick Hall-Sizemore