

Department of Planning and Budget 2017 Fiscal Impact Statement

1. Bill Number: HB 1657

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

2. Patron: Marshall, R.G.

3. Committee: Militia, Police and Public Safety

4. Title: Government Data Collection and Dissemination Practices Act; license plate readers.

5. Summary: Codifies an opinion of the Attorney General regarding the Government Data Collection and Dissemination Practices Act limiting the ability of law-enforcement and regulatory agencies to use license plate readers to collect and maintain personal information on individuals where a warrant has not been issued and there is no reasonable suspicion of criminal activity by the individuals. The bill provides that information collected by a license plate reader without a warrant shall be used only for the investigation of a crime or a report of a missing person and shall be retained only for seven days, after which such information shall be purged unless relevant to an ongoing investigation of a crime or missing person report. The bill also prohibits an agency from acquiring personal information collected from license plate readers from any other agency or a third-party private vendor if the agency would not have been permitted to collect or retain the information on its own.

6. Budget Amendment Necessary: No.

7. No Estimated Fiscal Impact: Preliminary. See below.

8. Fiscal Implications: The bill is not expected to have a fiscal impact on the Department of State Police.

9. Specific Agency or Political Subdivisions Affected: Virginia State Police, local law enforcement agencies, and regulatory agencies.

10. Technical Amendment Necessary: No.

11. Other Comments: None.