

Department of Planning and Budget

2016 Fiscal Impact Statement

1. Bill Number: HB 839

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: McClellan

3. Committee: General Laws

4. Title: State Library Board; retention of surveillance videos.

5. Summary: Requires the State Library Board to revise the retention schedule for surveillance videos, including visual or audiovisual recordings by license plate readers and body-worn camera systems utilized by state and local law-enforcement officers, in order that such recordings are retained for at least 60 days, regardless of whether such recordings pertain to an identified criminal investigation.

6. Budget Amendment Necessary: No.

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

8. Fiscal Implications: According to the Department of State Police, expanding the retention period from 30 days to 60 days could potentially increase the agency's storage costs in the long-term. In the short-term, the impact would be negligible, but as it transitions from storage on DVDs to storage on servers or a cloud-hosted solution, storage costs may increase.

Records management staff at the Library of Virginia worked with local police departments and sheriff's offices to study the fiscal impact of this legislation, and determined that, in general, this legislation would not have significant impact on local law enforcement agencies. Twenty departments and sheriff's offices, out of 90 contacted, responded to the Library's inquiry. Eleven respondents provided input that they currently retain non-evidentiary video for more than 30 days, between 45 to 180 days. An additional two retain non-evidentiary for 30 days and stated that extending the time to 60 days would be cost negligible. Twelve entities responded with input about storage capacity. Of the twelve, only three are at 50 percent capacity. The remaining nine have extra capacity that could accommodate double the amount of material.

9. Specific Agency or Political Subdivisions Affected: Library of Virginia, State Library Board, Department of State Police, local police departments.

10. Technical Amendment Necessary: No.

11. Other Comments: Library of Virginia notes that the Law Enforcement Technology Sub-Panel, created in response to Executive Order 69, is currently reviewing the issue of retention

of non-evidentiary video and is expected to issue a recommendation after the General Assembly session.