

Department of Planning and Budget 2020 Fiscal Impact Statement

1. Bill Number: HB1047ER

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

2. Patron: Krizek

3. Committee: Senate Judiciary

4. Title: Fingerprints and photographs by police authorities; reports to the Central Criminal Records.

5. Summary: Provides that law enforcement officers with arrest powers may take the fingerprints and photographs of persons charged pursuant to § 19.2-73(B) (driving under the influence by summons) to be submitted to the Central Criminal Records Exchange (CCRE). Such officers are authorized to provide, on the request of duly appointed law enforcement officers, copies of any fingerprint records they have, and to furnish services and technical advice in connection with the taking, classifying and preserving of fingerprints and fingerprint records. Reports to the CCRE are not required until (a) a conviction is entered and no appeal is noted or, if an appeal is noted, the conviction is upheld upon appeal or the person convicted withdraws his appeal; (b) the court defers or dismisses the proceeding; or (c) an acquittal by reason of insanity is entered.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Final. See Item 8.

8. Fiscal Implications: The proposed legislation would permit law enforcement officers with arrest powers to take fingerprints and photographs of persons charged by summons with driving under the influence. The bill provides that reports containing this information are not required to be made to the Central Criminal Records Exchange (CCRE) until a conviction has been entered, the appeals process has been exhausted, the proceeding has been deferred or dismissed, or the person has been acquitted by reason of insanity.

The Department of State Police (VSP) administers the CCRE, the central repository for criminal records in the Commonwealth. According to VSP, there is no anticipated fiscal impact on agency operations as a result of the provisions of the proposed legislation.

According to the Department of Game and Inland Fisheries (DGIF), there is a minimal anticipated fiscal impact on agency operations for this bill. According to the Division of Capitol Police, any potential fiscal impact is indeterminate at this time.

Any potential fiscal impact on other state or local law enforcement agencies is indeterminate at this time.

9. Specific Agency or Political Subdivisions Affected: Department of State Police, Division of Capitol Police, Department of Game and Inland Fisheries, Virginia Alcoholic Beverage Control Authority, Department of Conservation and Recreation, College and University Police Departments, Local law enforcement agencies.

10. Technical Amendment Necessary: No.

11. Other Comments: None.