

Department of Planning and Budget 2020 Fiscal Impact Statement

1. Bill Number: HB1640

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

2. Patron: Ayala

3. Committee: Courts of Justice

4. Title: Obtaining records concerning electronic communication service or remote computing service; location data

5. Summary: Expands certain disclosure and search warrant requirements for the purposes of obtaining records concerning an electronic communication service or remote computing service from real-time location data to location data. "Location data" is defined in the bill as any data or information concerning the location of an electronic device that, in whole or in part, is generated, derived from, or obtained by the operation of the device. Under current law, such requirements are for real-time location data only.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Preliminary. See below.

8. Fiscal Implications: This bill expands certain Code sections pertaining to disclosure and search warrant requirements for the purpose of obtaining records concerning an electronic communication service or a remote computing service from real-time location data to location data, as defined in the bill.

There is no anticipated fiscal impact on Virginia State Police. The fiscal impact on local law enforcement agencies cannot be determined at this time.

9. Specific Agency or Political Subdivisions Affected: Department of State Police, Local law enforcement agencies, Courts, Commonwealth's Attorneys

10. Technical Amendment Necessary: No.

11. Other Comments: None.