

Department of Planning and Budget 2020 Fiscal Impact Statement

1. Bill Number: HB246ER

House of Origin	<input type="checkbox"/>	Introduced	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Engrossed
Second House	<input type="checkbox"/>	In Committee	<input type="checkbox"/>	Substitute	<input checked="" type="checkbox"/>	Enrolled

2. Patron: Levine

3. Committee: Passed both House and Senate.

4. Title: Law-enforcement agencies, local; body-worn camera systems.

5. Summary: The proposed legislation provides that no law-enforcement agency having jurisdiction over criminal law enforcement or regulatory violations can purchase or deploy a body-worn camera system unless the agency has adopted and established a written policy for the operation of a body-worn camera system. The bill requires the policy to follow identified best practices and be consistent with Virginia law and regulations, using as guidance the model policy established by the Department of Criminal Justice Services.

Additionally, prior to the adoption of a written policy for the operation of a body-worn camera system, the agency must make the policy available for public comment and review.

The legislation defines body-worn camera system as an electronic system for creating, generating, sending, and receiving, storing, displaying, and processing audiovisual recordings, including cameras or other devices capable of creating such recordings that may be worn about the person.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Final (see Item 8 below).

8. Fiscal Implications: In 2015, the Department of Criminal Justice Services (DCJS) published a body-worn camera model policy which addresses the storage and retention of body-worn camera recordings. Therefore, according to DCJS, the proposed legislation is not expected to have a fiscal impact on the agency's operations.

The legislation requires all law enforcement agencies having jurisdiction over criminal law enforcement or regulatory violations to first adopt and establish a written policy for the operation of a body-camera system. The legislation defines body camera system to include creating, generating, sending, and receiving, storing, displaying, and processing audiovisual recordings, including cameras or other devices capable of creating such recordings that may be worn about the person.

According, the Virginia State Police (VSP), the legislation is not expected to have a fiscal impact on the agency operations. While the fiscal impact on the Virginia Alcoholic Beverage Control Authority is minimal, the fiscal impact on all other public safety state agencies that have criminal law enforcement jurisdiction cannot be determined at this time.

The fiscal impact on local law enforcement agencies is unknown at this time.

- 9. Specific Agency or Political Subdivisions Affected:** Department of Criminal Justice Services; Commonwealth's Attorney, Indigent Defense Commission, the Department of State Police; Marine Resources Commission; Department of Game and Inland Fisheries; Department of Conservation and Recreation; Department of Forestry; local law enforcement agencies.

- 10. Technical Amendment Necessary:** No.

- 11. Other Comments:** None.