

## **Department of Planning and Budget**

### **2020 Fiscal Impact Statement**

**1. Bill Number:** HB569

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

**2. Patron:** Helmer

**3. Committee:** Committee Referral Pending

**4. Title:** Out-of-state concealed handgun permits; reciprocity.

**5. Summary:** Provides that a valid handgun or concealed weapon permit or license issued by another state shall authorize its holder to carry a concealed handgun in the Commonwealth, provided that (i) the issuing authority provides the means for instantaneous verification of the validity of such permit or license issued within that state, accessible 24 hours a day, and (ii) except for the age of the permit or license holder and the type of weapon authorized to be carried, the requirements and qualifications of that state's laws are adequate to prevent possession of a permit or license by persons who would be denied a concealed weapons permit in the Commonwealth. The bill removes a requirement that the permit or license holder carries photo identification and provides it on demand to any law enforcement officer. It also removes a requirement that prohibits reciprocity if the individual has previously had a Virginia concealed handgun permit revoked.

Under the provisions of this bill, the Attorney General shall (a) determine whether states meet the requirements and qualifications of this subsection; (b) maintain a registry of such states; and (c) make the registry available to law enforcement officers for investigative purposes. The bill requires the Attorney General to review these determinations and update the registry accordingly every two years. The Attorney General may also enter into agreements for reciprocal recognition with any state qualifying for recognition according to the provisions of this proposal. The bill removes a requirement that the Superintendent of State Police enter into agreements for reciprocal recognition with other states.

The bill states that a valid concealed handgun permit issued by Maryland shall be valid in the Commonwealth, provided that (i) the permit holder is licensed in Maryland to perform duties substantially similar to those performed by Virginia branch pilots, and is performing such duties while in the Commonwealth, and (ii) the holder of the permit is 21 years of age or older.

**6. Budget Amendment Necessary:** Yes. Item 57.

**7. Fiscal Impact Estimates:** Preliminary. See below.

**8. Fiscal Implications:** According to the Department of State Police (VSP), there is no anticipated fiscal impact on agency operations as a result of the provisions of this bill.

This bill will require the Office of the Attorney General (OAG) to maintain a registry of other states' concealed weapon reciprocity laws that is accessible to law enforcement. An OAG attorney would be responsible for tracking changes in each state's reciprocity laws and comparing them to the Commonwealth's. The OAG estimates it would need one attorney position and two information technology staff member positions to comply with the provisions of this bill. These personnel costs are estimated to be \$120,078.81 in fiscal year 2020 (prorated four months) and \$360,236.42 each year thereafter. Additionally, the OAG estimates it would need between \$50,000 and \$250,000 per year for a contract to operate an information technology database that will meet the registry requirements of this bill (prorated to four months in fiscal year 2020 is between \$16,500 and \$82,500). Four months of funding in fiscal year 2020 would be required to ensure the registry is operational prior to the July 1, 2020 enactment date of this bill. The total estimated costs to implement this proposed legislation is between \$136,579 and \$202,579 in fiscal year 2020, and between \$410,236 and \$610,236 each fiscal year thereafter.

**9. Specific Agency or Political Subdivisions Affected:** Department of State Police, Office of the Attorney General.

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.