

Department of Planning and Budget 2020 Fiscal Impact Statement

1. Bill Number: SB926

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

2. Patron: Peake

3. Committee: Judiciary

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

5. Summary: Provides that law enforcement officers must make a report to the Central Criminal Records Exchange (CCRE) for persons charged with a violation of § 19.2-73(B) (driving while intoxicated when charged by summons). Such report is not required until: (i) a conviction is entered and no appeal is noted, or, if an appeal is noted, the conviction is upheld, or the convicted person withdraws his appeal; (ii) the court defers or dismisses the proceeding; or (iii) an acquittal by reason of insanity is entered. The bill also permits law enforcement officers to take the fingerprints and photographs of persons who pleads guilty or are found guilty pursuant to § 19.2-73(B).

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Preliminary. See below.

8. Fiscal Implications: The proposed legislation would require the submission of a report by law enforcement to the Central Criminal Records Exchange (CCRE) for persons charged by summons with driving while intoxicated. It does not require such report to be submitted until the person is convicted and any appeal has been upheld or withdrawn, the proceeding has been deferred or dismissed by the court, or the person is acquitted by reason of insanity. The bill also permits law enforcement officers to take the fingerprints and photographs of a person who is found guilty of driving while intoxicated and who was issued a summons for the offense.

The Virginia State Police (VSP) operates the Central Criminal Records Exchange (CCRE), which is the state's criminal records database. According to VSP, there is no anticipated fiscal impact on agency operations as a result of the provisions of this bill.

The bill would allow law enforcement agencies to collect the fingerprints and photographs of persons convicted of a violation of § 19.2-73(B). Any potential impact to local law enforcement agencies is indeterminate at this time.

9. Specific Agency or Political Subdivisions Affected: Department of State Police, Local law enforcement agencies.

10. Technical Amendment Necessary: No.

11. Other Comments: None.