

**Department of Planning and Budget**  
**2020 Special Session I - Fiscal Impact Statement**

**1. Bill Number:** HB5128

<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:** Wampler

**3. Committee:** Committee Referral Pending

**4. Title:** Department of Criminal Justice Services; powers and duties; de-escalation training.

**5. Summary:** Requires the Department of Criminal Justice Services (the Department) to establish training standards and publish and periodically update model policies for law-enforcement personnel on de-escalation techniques and practices, including guidelines for the use of force continuum and the risks of using neck restraints, such as chokeholds, carotid restraints, and lateral vascular neck restraints. The bill also requires the Department to establish compulsory minimum training standards for certification and recertification of law-enforcement officers on de-escalation techniques and practices that include guidelines on the use of force continuum and training on the risks of using neck restraints, such as chokeholds, carotid restraints, and lateral vascular neck restraints.

**6. Budget Amendment Necessary:** No.

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

**8. Fiscal Implications:** The Department of Criminal Justice Services (DCJS) reports that the additional workload that will be generated by the proposed legislation is expected to be limited and can be absorbed within existing resources. DCJS states that this is because de-escalation and use of force continuum training are already part of the compulsory minimum training standards, as is recognition of neck restraints as deadly force. For this reason, DCJS also expects that incorporating these subjects into in-service (re-certification) training can be absorbed within existing resources.

**9. Specific Agency or Political Subdivisions Affected:** The Department of Criminal Justice Services, state and local law-enforcement agencies.

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

**11. Other Comments:** None.