

## Department of Planning and Budget 2021 Fiscal Impact Statement

**1. Bill Number:** HB1948

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

**2. Patron:** Levine

**3. Committee:** Public Safety

**4. Title:** Law-enforcement officer; duty to render aid; duty to report wrongdoing by another officer.

**5. Summary:** Provides that any on duty law enforcement officer who witnesses another person suffering from a serious bodily injury or a life-threatening condition shall render aid, as circumstances objectively permit, to such person. Any officer who fails to render aid pursuant to this section shall be subject to disciplinary action, including dismissal, demotion, suspension, or transfer of the officer.

The bill also provides that any officer who witnesses any wrongdoing committed by another officer on duty or has a good faith reasonable belief that another officer committed wrongdoing shall report such wrongdoing to his supervisor or other supervisory officer in accordance with the employing agency's policies and procedures for reporting such acts committed by an officer. In addition to any other penalty authorized by law, any officer who fails to report such wrongdoing as required by this section shall be subject to disciplinary action, including dismissal, demotion, suspension, or transfer. Additionally, the bill requires that it shall be the duty of all officers to cooperate fully with persons lawfully assigned to conduct investigations into wrongdoing. All officers shall truthfully answer all questions directed to them by investigators, supervisors, or commanders, and shall give all pertinent information of which they may have knowledge that is related to the investigation. No officer shall encourage any person to withhold information or to provide untruthful information during an investigation. In addition to any other penalty authorized by law, any officer who violates this section shall be subject to disciplinary action, including dismissal, demotion, suspension, or transfer.

The bill also amends the definition of bias-based profiling to include actions of a law enforcement officer that are based solely on the real or perceived sexual orientation or gender identity of an individual.

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

**7. Fiscal Impact Estimates:** Preliminary. See Item 8 below.

**8. Fiscal Implications:** There is no anticipated fiscal impact on the Department of State Police (VSP), the Office of the State Inspector General (OSIG), the Office of the Attorney General

(OAG), the Department of Motor Vehicles (DMV), the Division of Capitol Police, Sheriff's offices, the Department of Corrections, or the Department of Conservation and Recreation (DCR) as a result of the provisions of this bill. Any potential fiscal impact on other state agencies or local law enforcement agencies is indeterminate at this time.

- 9. Specific Agency or Political Subdivisions Affected:** Department of State Police, Department of Motor Vehicles, Department of Corrections, Department of Juvenile Justice, Virginia Alcoholic Beverage Control Authority, Department of Conservation and Recreation, College and University Police Departments, Division of Capitol Police, Department of Wildlife Resources, Marine Resources Commission, Virginia Lottery, Office of the State Inspector General, Office of the Attorney General, Sheriff's offices, and local law enforcement agencies.

- 10. Technical Amendment Necessary:** No.

- 11. Other Comments:** None.