

Department of Planning and Budget

2021 Fiscal Impact Statement

1. Bill Number: SB1361

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

2. Patron: Reeves

3. Committee: Judiciary

4. Title: Law-enforcement civilian oversight bodies.

5. Summary: The proposed legislation amends § 9.1-601, concerning law enforcement civilian oversight bodies. It removes involuntary restitution from the list of disciplinary determinations such a body can make against a law enforcement officer who has received complaints from civilians or who has abused his authority or committed misconduct. It provides that a civilian oversight body does not have the authority to award or order financial restitution. The bill reads that the body shall establish policies and procedures for the performance of its duties, including the redaction of personal identifying information for law enforcement personnel from all public reports made by the body. Additionally, any person appointed to a law enforcement civilian oversight body must be a citizen of the United States, must reside in the jurisdiction he is appointed to serve, and may not have a criminal record. Appointees to such bodies are required to complete (i) a Citizen's Law Enforcement or Police Academy with a basic firearms instruction course conducted by an accredited law enforcement agency and (ii) one daytime and one nighttime ride-along with each agency that serves under the authority of the locality. Such bodies must include at least two members who have specialized knowledge in law enforcement activities or operations, and may be retired law enforcement officers.

6. Budget Amendment Necessary: No.

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

8. Fiscal Implications: The proposed legislation is not anticipated to have a fiscal impact on the Department of State Police (VSP), the Division of Capitol Police (DCP), the Office of the State Inspector General (OSIG), the Department of Corrections (DOC), or the Department of Conservation and Recreation (DCR). Any potential fiscal impact on other state or local law enforcement agencies cannot be determined 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, Sheriff's offices, and local law enforcement agencies.

10. Technical Amendment Necessary: No.

11. Other Comments: None.