Department of Planning and Budget
2022 Fiscal Impact Statement

1. **Bill Number:** HB611

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

2. **Patron:** Bourne

3. **Committee:** Public Safety

4. **Title:** Conduct of law-enforcement officers; establishment of an Early Identification System.

5. **Summary:** The proposed legislation requires the Department of Criminal Justice Services (DCJS) to establish a best practices model for the implementation, training, and management of an Early Identification System (EIS). The bill defines an EIS as a system through which a law-enforcement agency collects and manages data to identify and assess patterns of behavior, including misconduct and high-risk behavior, or performance of law-enforcement officers and law-enforcement agency employees. The bill directs each sheriff or chief of police to implement an EIS by July 1, 2024, and requires that law-enforcement officers receive training prior to implementation of the EIS and annually thereafter. The bill also directs DCJS to establish and administer written policies and procedures for law-enforcement agencies to report to the Office of the Attorney General all judgments or settlements in cases relating to negligence or misconduct of a law-enforcement officer.

6. **Budget Amendment Necessary**: Indeterminate.

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

8. **Fiscal Implications:** The legislation requires the Department of Criminal Justice Services (DCJS) to establish a best practice model for the implementation, training and management of an EIS. It would also require DCJS to establish written policies and procedures for law-enforcement agencies to report to the Office of the Attorney General (OAG) all judgments or settlements in cases relating to negligence or misconduct of a law-enforcement officer. The EIS is to be managed by the local department responsible for overseeing a law-enforcement agency's professional standards. The one-time cost of developing a best practice model is indeterminate at this time.

    The OAG reports that while there is a potential fiscal impact on the agency as a result of the proposed legislation, it is unknown at this time.

    The Department of State Police, the Marine Resources Commission, and the Virginia Lottery do not anticipate a fiscal impact as a result of the proposed legislation. Information from other state agencies about whether a fiscal impact may be incurred as a result of the bill is not available at this time. The impact statement will be updated as necessary.

The fiscal impact on local law-enforcement agencies, as defined in the proposed legislation, to implement procedures for an EIS by July 1, 2024, in accordance with the best practices model which would be developed by DCJS, cannot be determined at this time.

9. **Specific Agency or Political Subdivisions Affected:** The Department of Criminal Justice Services; the Office of the Attorney General; state and local law-enforcement.

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

11. **Other Comments:** None.