

## Department of Planning and Budget 2011 Fiscal Impact Statement

**1. Bill Number:** SB946

<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:** Howell, J. D.

**3. Committee:** Education and Health

**4. Title:** Video-monitoring system; school bus violations.

**5. Summary:** Authorizes local school divisions to install and operate video-monitoring systems on school buses in order to detect drivers passing stopped school buses.

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

**7. Fiscal Impact Estimates:** Preliminary. See item 8.

**8. Fiscal Implications:** This legislation permits local school divisions to install and operate a video-monitoring system on school buses in order to detect drivers who operate a vehicle in a manner that violates §46.2-859, Code of Virginia, provided that a warning sign indicating the use of such system is posted on such buses during operation. A private entity may also enter into an agreement with a local school division to be compensated for providing a video-monitoring system and any related support service, including administration, consulting, and operations; however, no division is permitted to enter into an agreement for compensation based on the number of summons issued or civil penalties imposed.

The sole purpose of this video-monitoring system is to provide evidence of drivers that violate §46.2-859, Code of Virginia, and is prohibited from being used for other purposes. Any person found guilty of violating §46.2-859, Code of Virginia, would be subject to a civil penalty of \$250 payable to the applicable school division in addition to any related court costs and administrative fees.

Any local school division operating a video-monitoring system would be required to certify compliance with §46.2-844.1, Code of Virginia, and make all records pertaining to such system available for inspection and audit by the Commonwealth Transportation Commissioner or the Commissioner of the Department of Motor Vehicles or his designee. Furthermore, any person who discloses personal information in violation of the provisions of §46.2-844.1, Code of Virginia, shall be subject to a civil penalty of \$1,000 per disclosure. Any unauthorized use or disclosure of such personal information shall be grounds for termination of the agreement between the Department and the private entity.

It is anticipated that any local school division that chooses to operate a video-monitoring system will incur additional costs; however, this legislation does not require the Commonwealth to provide any funding to support such a system so there will be no state fiscal impact.

**9. Specific Agency or Political Subdivisions Affected:** Board of Education, Department of Motor Vehicles, Department of Transportation, and local school divisions.

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

**11. Other Comments:** Same as HB1911.

**Date:** 1/26/2011 dpbsbj

**Document:** G:\Legislation\2011\posted\SB946.doc