

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

1. Bill Number: SB5002

House of Origin	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron: Norment

3. Committee: Judiciary

4. Title: Law-enforcement officers; prohibition on the use of neck restraints.

5. Summary: Prohibits the use of a neck restraint by a law enforcement officer. The bill defines “neck restraint” as the use of any body part or object to attempt to control or disable a person by applying pressure against the neck, including the trachea or carotid artery, with the purpose, intent, or effect of controlling or restricting the person’s movement or restricting the person’s blood flow or breathing, including chokeholds, carotid restraints, and lateral vascular neck restraints. The bill also provides that in addition to any other penalty authorized by law, a violation of this section is grounds for disciplinary action against the law enforcement officer, including dismissal, demotion, suspension, or transfer.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Preliminary. See below.

8. Fiscal Implications: This proposed legislation prohibits the use of a neck restraint, as defined in the bill, by a law enforcement officer. It provides that a violation of this section is grounds for disciplinary action against the officer, including dismissal, demotion, suspension, or transfer, in addition to any other penalty authorized by law. The proposed legislation is not expected to have fiscal impact on state agencies. Any potential fiscal impact on local law enforcement agencies is indeterminate at this time.

9. Specific Agency or Political Subdivisions Affected: Local and state law enforcement agencies.

10. Technical Amendment Necessary: No.

11. Other Comments: None.