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HOUSE BILL NO. 1401

Offered January 11, 2023

Prefiled November 30, 2022

A BILL to amend and reenact §§ 2.2-3706.1 and 9.1-102 of the Code of Virginia and to repeal Article 15 (§ 9.1-192) of Chapter 1 of Title 9.1, §§ 15.2-1609.10 and 15.2-1722.1, and Chapter 6.1 (§§ 52-30.1 through 52-30.4) of Title 52 of the Code of Virginia, relating to the Community Policing Act; repeal.

Patron—March

Referred to Committee on General Laws

Be it enacted by the General Assembly of Virginia:**1. That §§ 2.2-3706.1 and 9.1-102 of the Code of Virginia are amended and reenacted as follows:****§ 2.2-3706.1. Disclosure of law-enforcement records; criminal incident information and certain criminal investigative files; limitations.**

A. For purposes of this section:

"Criminal investigative files" means any documents and information, including complaints, court orders, memoranda, notes, diagrams, maps, photographs, correspondence, reports, witness statements, and evidence, relating to a criminal investigation or prosecution, other than criminal incident information subject to disclosure in accordance with subsection B.

"Family representative" means the decedent's personal representative or, if no personal representative as set forth in § 64.2-100 has qualified, the decedent's next of kin in order of intestate succession as set forth in § 64.2-200.

"Immediate family members" means the decedent's family representative, spouse, child, sibling, parent, grandparent, or grandchild. "Immediate family members" include a stepparent, stepchild, stepsibling, and adoptive relationships.

"Ongoing" refers to a case in which the prosecution has not been finally adjudicated, the investigation continues to gather evidence for a possible future criminal case, and such case would be jeopardized by the premature release of evidence.

B. All public bodies engaged in criminal law-enforcement activities shall provide records and information when requested in accordance with the provisions of this chapter regarding criminal incident information relating to felony offenses contained in any report, notes, electronic communication, or other document, including filings through an incident-based reporting system, which shall include:

1. A general description of the criminal activity reported;
2. The date and time the alleged crime was committed;
3. The general location where the alleged crime was committed;
4. The identity of the investigating officer or other point of contact; and
5. A description of any injuries suffered or property damaged or stolen.

A verbal response as agreed to by the requester and the public body is sufficient to satisfy the requirements of this subsection.

C. Criminal investigative files relating to an ongoing criminal investigation or proceeding are excluded from the mandatory disclosure provisions of this chapter, but may be disclosed by the custodian, in his discretion, except as provided in subsection E or where such disclosure is prohibited by law.

D. Criminal investigative files relating to a criminal investigation or proceeding that is not ongoing are excluded from the mandatory disclosure provisions of this chapter, but may be disclosed by the custodian, in his discretion, except as provided in subsection E; however, such records shall be disclosed, by request, to (i) the victim; (ii) the victim's immediate family members, if the victim is deceased and the immediate family member to which the records are to be disclosed is not a person of interest or a suspect in the criminal investigation or proceeding; (iii) the parent or guardian of the victim, if the victim is a minor and the parent or guardian is not a person of interest or a suspect in the criminal investigation or proceeding; (iv) an attorney representing a petitioner in a petition for a writ of habeas corpus or writ of actual innocence pursuant to Chapter 19.2 (§ 19.2-327.2 et seq.) of Title 19.2 or any other federal or state post-conviction proceeding or pardon; and (v) for the sole purpose of inspection at the location where such records are maintained by the public body that is the custodian of the records, (a) an attorney or his agent when such attorney is considering representing a petitioner in a post-conviction proceeding or pardon, (b) an attorney who provides a sworn declaration that the attorney has been retained by an individual for purposes of pursuing a civil or criminal action and has a good

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59 faith basis to believe that the records being requested are material to such action, or (c) a person who is
60 proceeding pro se in a petition for a writ of habeas corpus or writ of actual innocence pursuant to
61 Chapter 19.2 (§ 19.2-327.2 et seq.) of Title 19.2 or any other federal or state post-conviction proceeding
62 or pardon, who provides a sworn affidavit that the records being requested are material to such action.
63 An attorney or his agent who is in receipt of criminal investigative files or has inspected criminal
64 investigative files pursuant to clause (iv) or (v) shall not release such criminal investigative files or any
65 information contained therein except as necessary to provide adequate legal advice or representation to a
66 person whom the attorney either represents or is considering representing in a post-conviction
67 proceeding or pardon or represents in a civil or criminal action.

68 An attorney who is in receipt of criminal investigative files pursuant to clause (iv) shall return the
69 criminal investigative files to the public body that is the custodian of such records within 90 days of a
70 final determination of any writ of habeas corpus, writ of actual innocence, or other federal or state
71 post-conviction proceeding or pardon or, if no petition for such writ or post-conviction proceeding or
72 pardon was filed, within six months of the attorney's receipt of the records.

73 No disclosure for the purpose of inspection pursuant to clause (v) (c) of this subsection shall be
74 made unless an appropriate circuit court has reviewed the affidavit provided and determined the records
75 requested are material to the action being pursued. The court shall order the person not to disclose or
76 otherwise release any information contained in a criminal investigative file except as necessary for the
77 pending action and may include other conditions as appropriate.

78 E. The provisions of subsections C and D shall not apply if the release of such information:

79 1. Would interfere with a particular ongoing criminal investigation or proceeding in a particularly
80 identifiable manner;

81 2. Would deprive a person of a right to a fair trial or an impartial adjudication;

82 3. Would constitute an unwarranted invasion of personal privacy;

83 4. Would disclose (i) the identity of a confidential source or (ii) in the case of a record compiled by
84 a law-enforcement agency in the course of a criminal investigation, information furnished only by a
85 confidential source;

86 5. Would disclose law-enforcement investigative techniques and procedures, if such disclosure could
87 reasonably be expected to risk circumvention of the law; or

88 6. Would endanger the life or physical safety of any individual.

89 Nothing in this subsection shall be construed to authorize the withholding of those portions of such
90 information that are unlikely to cause any effect listed herein.

91 F. Notwithstanding the provisions of subsection C or D, no criminal investigative file or portion
92 thereof, except disclosure of records under clause (iv) of subsection D or clause (v) (a) of subsection D,
93 shall be disclosed to any requester pursuant to this section, unless the public body has made reasonable
94 efforts to notify (i) the victim; (ii) the victim's immediate family members, if the victim is deceased and
95 the immediate family member to be notified is not a person of interest or a suspect in the criminal
96 investigation or proceeding; or (iii) the victim's parent or guardian, if the victim is a minor and the
97 parent or guardian to be notified is not a person of interest or a suspect in the criminal investigation or
98 proceeding.

99 Upon receipt of notice that a public body has received a request for criminal investigative files
100 pursuant to this section, an individual listed in clause (i), (ii), or (iii) shall have 14 days to file in an
101 appropriate court a petition for an injunction to prevent the disclosure of the records as set forth in
102 § 8.01-622.2. The public body shall not respond to the request until at least 14 days has passed from the
103 time notice was received by an individual listed in clause (i), (ii), or (iii). The period within which the
104 public body shall respond to the underlying request pursuant to § 2.2-3704 shall be tolled pending the
105 notification process and any subsequent disposition by the court.

106 G. No photographic, audio, video, or other record depicting a victim or allowing for a victim to be
107 readily identified shall be released pursuant to subsection C or D to anyone except (i) the victim; (ii) the
108 victim's family representative, if the victim is deceased and the family representative to which the
109 records are to be disclosed is not a person of interest or a suspect in the criminal investigation or
110 proceeding; or (iii) the victim's parent or guardian, if the victim is a minor and the parent or guardian is
111 not a person of interest or a suspect in the criminal investigation or proceeding.

112 H. Nothing in this section shall prohibit the disclosure of *any* current anonymized, aggregate location
113 and demographic data collected pursuant to ~~§ 52-30.2 or similar data~~ documenting law-enforcement
114 officer encounters with members of the public.

115 I. In the event of a conflict between this section as it relates to requests made under this section and
116 other provisions of law, the other provisions of law, including court sealing orders, that restrict
117 disclosure of criminal investigative files shall control.

118 **§ 9.1-102. Powers and duties of the Board and the Department.**

119 The Department, under the direction of the Board, which shall be the policy-making body for
120 carrying out the duties and powers hereunder, shall have the power and duty to:

1. Adopt regulations, pursuant to the Administrative Process Act (§ 2.2-4000 et seq.), for the administration of this chapter including the authority to require the submission of reports and information by law-enforcement officers within the Commonwealth. Any proposed regulations concerning the privacy, confidentiality, and security of criminal justice information shall be submitted for review and comment to any board, commission, or committee or other body which may be established by the General Assembly to regulate the privacy, confidentiality, and security of information collected and maintained by the Commonwealth or any political subdivision thereof;

2. Establish compulsory minimum training standards subsequent to employment as a law-enforcement officer in (i) permanent positions and (ii) temporary or probationary status and establish the time required for completion of such training. Such compulsory minimum training standards shall include crisis intervention training in accordance with clause (i) of § 9.1-188;

3. Establish minimum training standards and qualifications for certification and recertification for law-enforcement officers serving as field training officers;

4. Establish compulsory minimum curriculum requirements for in-service and advanced courses and programs for schools, whether located in or outside the Commonwealth, which are operated for the specific purpose of training law-enforcement officers;

5. Establish (i) compulsory minimum training standards for law-enforcement officers who utilize radar or an electrical or microcomputer device to measure the speed of motor vehicles as provided in § 46.2-882 and establish the time required for completion of the training and (ii) compulsory minimum qualifications for certification and recertification of instructors who provide such training;

6. [Repealed];

7. Establish compulsory minimum entry-level, in-service and advanced training standards for those persons designated to provide courthouse and courtroom security pursuant to the provisions of § 53.1-120, and to establish the time required for completion of such training;

8. Establish compulsory minimum entry-level, in-service and advanced training standards for deputy sheriffs designated to serve process pursuant to the provisions of § 8.01-293, and establish the time required for the completion of such training;

9. Establish compulsory minimum entry-level, in-service, and advanced training standards, as well as the time required for completion of such training, for persons employed as deputy sheriffs and jail officers by local criminal justice agencies and correctional officers employed by the Department of Corrections under the provisions of Title 53.1. For correctional officers employed by the Department of Corrections, such standards shall include training on the general care of pregnant women, the impact of restraints on pregnant inmates and fetuses, the impact of being placed in restrictive housing or solitary confinement on pregnant inmates, and the impact of body cavity searches on pregnant inmates;

10. Establish compulsory minimum training standards for all dispatchers employed by or in any local or state government agency, whose duties include the dispatching of law-enforcement personnel. Such training standards shall apply only to dispatchers hired on or after July 1, 1988;

11. Establish compulsory minimum training standards for all auxiliary police officers employed by or in any local or state government agency. Such training shall be graduated and based on the type of duties to be performed by the auxiliary police officers. Such training standards shall not apply to auxiliary police officers exempt pursuant to § 15.2-1731;

12. Consult and cooperate with counties, municipalities, agencies of the Commonwealth, other state and federal governmental agencies, and institutions of higher education within or outside the Commonwealth, concerning the development of police training schools and programs or courses of instruction;

13. Approve institutions, curricula and facilities, whether located in or outside the Commonwealth, for school operation for the specific purpose of training law-enforcement officers; but this shall not prevent the holding of any such school whether approved or not;

14. Establish and maintain police training programs through such agencies and institutions as the Board deems appropriate;

15. Establish compulsory minimum qualifications of certification and recertification for instructors in criminal justice training academies approved by the Department;

16. Conduct and stimulate research by public and private agencies which shall be designed to improve police administration and law enforcement;

17. Make recommendations concerning any matter within its purview pursuant to this chapter;

18. Coordinate its activities with those of any interstate system for the exchange of criminal history record information, nominate one or more of its members to serve upon the council or committee of any such system, and participate when and as deemed appropriate in any such system's activities and programs;

19. Conduct inquiries and investigations it deems appropriate to carry out its functions under this chapter and, in conducting such inquiries and investigations, may require any criminal justice agency to

182 submit information, reports, and statistical data with respect to its policy and operation of information
183 systems or with respect to its collection, storage, dissemination, and usage of criminal history record
184 information and correctional status information, and such criminal justice agencies shall submit such
185 information, reports, and data as are reasonably required;

186 20. Conduct audits as required by § 9.1-131;

187 21. Conduct a continuing study and review of questions of individual privacy and confidentiality of
188 criminal history record information and correctional status information;

189 22. Advise criminal justice agencies and initiate educational programs for such agencies with respect
190 to matters of privacy, confidentiality, and security as they pertain to criminal history record information
191 and correctional status information;

192 23. Maintain a liaison with any board, commission, committee, or other body which may be
193 established by law, executive order, or resolution to regulate the privacy and security of information
194 collected by the Commonwealth or any political subdivision thereof;

195 24. Adopt regulations establishing guidelines and standards for the collection, storage, and
196 dissemination of criminal history record information and correctional status information, and the privacy,
197 confidentiality, and security thereof necessary to implement state and federal statutes, regulations, and
198 court orders;

199 25. Operate a statewide criminal justice research center, which shall maintain an integrated criminal
200 justice information system, produce reports, provide technical assistance to state and local criminal
201 justice data system users, and provide analysis and interpretation of criminal justice statistical
202 information;

203 26. Develop a comprehensive, statewide, long-range plan for strengthening and improving law
204 enforcement and the administration of criminal justice throughout the Commonwealth, and periodically
205 update that plan;

206 27. Cooperate with, and advise and assist, all agencies, departments, boards and institutions of the
207 Commonwealth, and units of general local government, or combinations thereof, including planning
208 district commissions, in planning, developing, and administering programs, projects, comprehensive
209 plans, and other activities for improving law enforcement and the administration of criminal justice
210 throughout the Commonwealth, including allocating and subgranting funds for these purposes;

211 28. Define, develop, organize, encourage, conduct, coordinate, and administer programs, projects and
212 activities for the Commonwealth and units of general local government, or combinations thereof, in the
213 Commonwealth, designed to strengthen and improve law enforcement and the administration of criminal
214 justice at every level throughout the Commonwealth;

215 29. Review and evaluate programs, projects, and activities, and recommend, where necessary,
216 revisions or alterations to such programs, projects, and activities for the purpose of improving law
217 enforcement and the administration of criminal justice;

218 30. Coordinate the activities and projects of the state departments, agencies, and boards of the
219 Commonwealth and of the units of general local government, or combination thereof, including planning
220 district commissions, relating to the preparation, adoption, administration, and implementation of
221 comprehensive plans to strengthen and improve law enforcement and the administration of criminal
222 justice;

223 31. Do all things necessary on behalf of the Commonwealth and its units of general local
224 government, to determine and secure benefits available under the Omnibus Crime Control and Safe
225 Streets Act of 1968 (P.L. 90-351, 82 Stat. 197), as amended, and under any other federal acts and
226 programs for strengthening and improving law enforcement, the administration of criminal justice, and
227 delinquency prevention and control;

228 32. Receive, administer, and expend all funds and other assistance available to the Board and the
229 Department for carrying out the purposes of this chapter and the Omnibus Crime Control and Safe
230 Streets Act of 1968, as amended;

231 33. Apply for and accept grants from the United States government or any other source in carrying
232 out the purposes of this chapter and accept any and all donations both real and personal, and grants of
233 money from any governmental unit or public agency, or from any institution, person, firm or
234 corporation, and may receive, utilize and dispose of the same. Any arrangements pursuant to this section
235 shall be detailed in the annual report of the Board. Such report shall include the identity of the donor,
236 the nature of the transaction, and the conditions, if any. Any moneys received pursuant to this section
237 shall be deposited in the state treasury to the account of the Department. To these ends, the Board shall
238 have the power to comply with conditions and execute such agreements as may be necessary;

239 34. Make and enter into all contracts and agreements necessary or incidental to the performance of
240 its duties and execution of its powers under this chapter, including but not limited to, contracts with the
241 United States, units of general local government or combinations thereof, in Virginia or other states, and
242 with agencies and departments of the Commonwealth;

243 35. Adopt and administer reasonable regulations for the planning and implementation of programs

and activities and for the allocation, expenditure and subgranting of funds available to the Commonwealth and to units of general local government, and for carrying out the purposes of this chapter and the powers and duties set forth herein;

36. Certify and decertify law-enforcement officers in accordance with §§ 15.2-1706 and 15.2-1707;

37. Establish training standards and publish and periodically update model policies for law-enforcement personnel in the following subjects:

a. The handling of family abuse, domestic violence, sexual assault, and stalking cases, including standards for determining the predominant physical aggressor in accordance with § 19.2-81.3. The Department shall provide technical support and assistance to law-enforcement agencies in carrying out the requirements set forth in subsection A of § 9.1-1301;

b. Communication with and facilitation of the safe return of individuals diagnosed with Alzheimer's disease;

c. Sensitivity to and awareness of systemic and individual racism, cultural diversity, and the potential for racially biased policing and bias-based profiling as defined in § 52-30.1, which shall include recognizing implicit biases in interacting with persons who have a mental illness, substance use disorder, or developmental or cognitive disability;

d. Protocols for local and regional sexual assault response teams;

e. Communication of death notifications;

f. The questioning of individuals suspected of driving while intoxicated concerning the physical location of such individual's last consumption of an alcoholic beverage and the communication of such information to the Virginia Alcoholic Beverage Control Authority;

g. Vehicle patrol duties that embody current best practices for pursuits and for responding to emergency calls;

h. Criminal investigations that embody current best practices for conducting photographic and live lineups;

i. Sensitivity to and awareness of human trafficking offenses and the identification of victims of human trafficking offenses for personnel involved in criminal investigations or assigned to vehicle or street patrol duties;

j. The recognition, prevention, and reporting of human trafficking;

k. Missing children, missing adults, and search and rescue protocol; and

l. The handling and use of tear gas or other gases and kinetic impact munitions, as defined in § 19.2-83.3, that embody current best practices for using such items as a crowd control measure or during an arrest or detention of another person;

38. Establish compulsory training standards for basic training and the recertification of law-enforcement officers to ensure (i) sensitivity to and awareness of systemic and individual racism, cultural diversity, and the potential for racially biased policing and bias-based profiling as defined in § 52-30.1, which shall include recognizing implicit biases in interacting with persons who have a mental illness, substance use disorder, or developmental or cognitive disability; (ii) training in de-escalation techniques; and (iii) training in the lawful use of force, including the use of deadly force, as defined in § 19.2-83.3, only when necessary to protect the law-enforcement officer or another person;

39. Review and evaluate community-policing programs in the Commonwealth, and recommend where necessary statewide operating procedures, guidelines, and standards that strengthen and improve such programs, including sensitivity to and awareness of systemic and individual racism, cultural diversity, and the potential for racially biased policing and bias-based profiling as defined in § 52-30.1, which shall include recognizing implicit biases in interacting with persons who have a mental illness, substance use disorder, or developmental or cognitive disability;

40. Establish a Virginia Law-Enforcement Accreditation Center. The Center may, in cooperation with Virginia law-enforcement agencies, provide technical assistance and administrative support, including staffing, for the establishment of voluntary state law-enforcement accreditation standards. The Center may provide accreditation assistance and training, resource material, and research into methods and procedures that will assist the Virginia law-enforcement community efforts to obtain Virginia accreditation status;

41. Promote community policing philosophy and practice throughout the Commonwealth by providing community policing training and technical assistance statewide to all law-enforcement agencies, community groups, public and private organizations and citizens; developing and distributing innovative policing curricula and training tools on general community policing philosophy and practice and contemporary critical issues facing Virginia communities; serving as a consultant to Virginia organizations with specific community policing needs; facilitating continued development and implementation of community policing programs statewide through discussion forums for community policing leaders, development of law-enforcement instructors; promoting a statewide community policing initiative; and serving as a statewide information source on the subject of community policing including,

305 but not limited to periodic newsletters, a website and an accessible lending library;

306 42. Establish, in consultation with the Department of Education and the Virginia State Crime
307 Commission, compulsory minimum standards for employment and job-entry and in-service training
308 curricula and certification requirements for school security officers, including school security officers
309 described in clause (b) of § 22.1-280.2:1, which training and certification shall be administered by the
310 Virginia Center for School and Campus Safety (VCSCS) pursuant to § 9.1-184. Such training standards
311 shall be specific to the role and responsibility of school security officers and shall include (i) relevant
312 state and federal laws; (ii) school and personal liability issues; (iii) security awareness in the school
313 environment; (iv) mediation and conflict resolution, including de-escalation techniques such as a physical
314 alternative to restraint; (v) disaster and emergency response; (vi) awareness of systemic and individual
315 racism, cultural diversity, and implicit bias; (vii) working with students with disabilities, mental health
316 needs, substance use disorders, and past traumatic experiences; and (viii) student behavioral dynamics,
317 including child and adolescent development and brain research. The Department shall establish an
318 advisory committee consisting of local school board representatives, principals, superintendents, and
319 school security personnel to assist in the development of the standards and certification requirements in
320 this subdivision. The Department shall require any school security officer who carries a firearm in the
321 performance of his duties to provide proof that he has completed a training course provided by a
322 federal, state, or local law-enforcement agency that includes training in active shooter emergency
323 response, emergency evacuation procedure, and threat assessment;

324 43. License and regulate property bail bondsmen and surety bail bondsmen in accordance with
325 Article 11 (§ 9.1-185 et seq.);

326 44. License and regulate bail enforcement agents in accordance with Article 12 (§ 9.1-186 et seq.);

327 45. In conjunction with the Virginia State Police and the State Compensation Board, advise criminal
328 justice agencies regarding the investigation, registration, and dissemination of information requirements
329 as they pertain to the Sex Offender and Crimes Against Minors Registry Act (§ 9.1-900 et seq.);

330 46. Establish minimum standards for (i) employment, (ii) job-entry and in-service training curricula,
331 and (iii) certification requirements for campus security officers. Such training standards shall include, but
332 not be limited to, the role and responsibility of campus security officers, relevant state and federal laws,
333 school and personal liability issues, security awareness in the campus environment, and disaster and
334 emergency response. The Department shall provide technical support and assistance to campus police
335 departments and campus security departments on the establishment and implementation of policies and
336 procedures, including but not limited to: the management of such departments, investigatory procedures,
337 judicial referrals, the establishment and management of databases for campus safety and security
338 information sharing, and development of uniform record keeping for disciplinary records and statistics,
339 such as campus crime logs, judicial referrals and Clery Act statistics. The Department shall establish an
340 advisory committee consisting of college administrators, college police chiefs, college security
341 department chiefs, and local law-enforcement officials to assist in the development of the standards and
342 certification requirements and training pursuant to this subdivision;

343 47. Assess and report, in accordance with § 9.1-190, the crisis intervention team programs established
344 pursuant to § 9.1-187;

345 48. In conjunction with the Office of the Attorney General, advise law-enforcement agencies and
346 attorneys for the Commonwealth regarding the identification, investigation, and prosecution of human
347 trafficking offenses using the common law and existing criminal statutes in the Code of Virginia;

348 49. Register tow truck drivers in accordance with § 46.2-116 and carry out the provisions of
349 § 46.2-117;

350 50. Administer the activities of the Virginia Sexual and Domestic Violence Program Professional
351 Standards Committee by providing technical assistance and administrative support, including staffing, for
352 the Committee;

353 51. In accordance with § 9.1-102.1, design and approve the issuance of photo-identification cards to
354 private security services registrants registered pursuant to Article 4 (§ 9.1-138 et seq.);

355 52. In consultation with the State Council of Higher Education for Virginia and the Virginia
356 Association of Campus Law Enforcement Administrators, develop multidisciplinary curricula on
357 trauma-informed sexual assault investigation;

358 53. In consultation with the Department of Behavioral Health and Developmental Services, develop a
359 model addiction recovery program that may be administered by sheriffs, deputy sheriffs, jail officers,
360 administrators, or superintendents in any local or regional jail. Such program shall be based on any
361 existing addiction recovery programs that are being administered by any local or regional jails in the
362 Commonwealth. Participation in the model addiction recovery program shall be voluntary, and such
363 program may address aspects of the recovery process, including medical and clinical recovery,
364 peer-to-peer support, availability of mental health resources, family dynamics, and aftercare aspects of
365 the recovery process;

366 54. Establish compulsory minimum training standards for certification and recertification of

law-enforcement officers serving as school resource officers. Such training shall be specific to the role and responsibility of a law-enforcement officer working with students in a school environment and shall include (i) relevant state and federal laws; (ii) school and personal liability issues; (iii) security awareness in the school environment; (iv) mediation and conflict resolution, including de-escalation techniques; (v) disaster and emergency response; (vi) awareness of systemic and individual racism, cultural diversity, and implicit bias; (vii) working with students with disabilities, mental health needs, substance use disorders, or past traumatic experiences; and (viii) student behavioral dynamics, including current child and adolescent development and brain research;

55. Establish a model policy for the operation of body-worn camera systems as defined in § 15.2-1723.1 that also addresses the storage and maintenance of body-worn camera system records;

56. Establish compulsory minimum training standards for detector canine handlers employed by the Department of Corrections, standards for the training and retention of detector canines used by the Department of Corrections, and a central database on the performance and effectiveness of such detector canines that requires the Department of Corrections to submit comprehensive information on each canine handler and detector canine, including the number and types of calls and searches, substances searched for and whether or not detected, and the number of false positives, false negatives, true positives, and true negatives;

57. Establish compulsory training standards for basic training of law-enforcement officers for recognizing and managing stress, self-care techniques, and resiliency;

58. Establish guidelines and standards for psychological examinations conducted pursuant to subsection C of § 15.2-1705;

59. Establish compulsory in-service training standards, to include frequency of retraining, for law-enforcement officers in the following subjects: (i) relevant state and federal laws; (ii) awareness of cultural diversity and the potential for bias-based profiling as defined in § 52-30.1; (iii) de-escalation techniques; (iv) working with individuals with disabilities, mental health needs, or substance use disorders; and (v) the lawful use of force, including the use of deadly force, as defined in § 19.2-83.3, only when necessary to protect the law-enforcement officer or another person;

60. Develop a uniform curriculum and lesson plans for the compulsory minimum entry-level, in-service, and advanced training standards to be employed by criminal justice training academies approved by the Department when conducting training;

61. Adopt statewide professional standards of conduct applicable to all certified law-enforcement officers and certified jail officers and appropriate due process procedures for decertification based on serious misconduct in violation of those standards;

62. Establish and administer a waiver process, in accordance with §§ 2.2-5515 and 15.2-1721.1, for law-enforcement agencies to use certain military property. Any waivers granted by the Criminal Justice Services Board shall be published by the Department on the Department's website;

63. Establish compulsory training standards for basic training and the recertification of law-enforcement officers to include crisis intervention training in accordance with clause (ii) of § 9.1-188;

64. Advise and assist the Department of Behavioral Health and Developmental Services, and support local law-enforcement cooperation, with the development and implementation of the Marcus alert system, as defined in § 37.2-311.1, including the establishment of local protocols for law-enforcement participation in the Marcus alert system pursuant to § 9.1-193 and for reporting requirements pursuant to §§ 9.1-193 and 37.2-311.1;

65. Develop an online course to train hotel proprietors and their employees to recognize and report instances of suspected human trafficking; and

66. Perform such other acts as may be necessary or convenient for the effective performance of its duties.

2. That Article 15 (§ 9.1-192) of Chapter 1 of Title 9.1, §§ 15.2-1609.10 and 15.2-1722.1, and Chapter 6.1 (§§ 52-30.1 through 52-30.4) of Title 52 of the Code of Virginia are repealed.