

Department of Planning and Budget

2023 Fiscal Impact Statement

1. Bill Number: HB1870

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

2. Patron: Helmer

3. Committee: Passed both houses

4. Title: Institutions of higher education; immunity from disciplinary action in certain cases.

5. Summary: Removes the exemption of the Virginia Military Institute Board of Visitors from the requirement to include in its policy, code, rules, or set of standards governing sexual violence a provision for immunity from disciplinary action for certain individuals who make good faith reports of acts of sexual violence. The bill also requires that the governing board of each public and nonprofit private institution of higher education extend such provision of disciplinary immunity to disclosures of curfew violation where such disclosure is made in conjunction with a good faith report of an act of sexual violence. Under current law, such boards are only required to include a provision for disciplinary immunity from disclosures of personal consumption of drugs or alcohol made in conjunction with a good faith report of an act of sexual violence. The bill also provides that the Virginia Military Institute may include a provision stipulating that in the event that a cadet discloses personal consumption of drugs or alcohol in conjunction with a good faith report of an act of sexual violence and the superintendent of the Virginia Military Institute determines that such cadet's personal consumption of drugs or alcohol constitutes a threat to the cadet's well-being or the well-being of others, the superintendent may require such cadet to attend drug or substance use disorder counseling.

6. Budget Amendment Necessary: No

7. Fiscal Impact Estimates: Final, see Item 8.

8. Fiscal Implications: There is no anticipated state fiscal impact resulting from the provisions of this bill.

9. Specific Agency or Political Subdivisions Affected: Virginia Military Institute, public institutes of higher education

10. Technical Amendment Necessary: No

11. Other Comments: None