

Department of Planning and Budget
2024 Session Fiscal Impact Statement
Revised 1/18/2024

1. Bill Number: HB251

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: Glass

3. Committee: Committee on Communications, Technology and Innovation

4. Title: Department of Criminal Justice Services; criminal justice agencies; audiovisual surveillance.

5. Summary: Provides that the Department of Criminal Justice Services must have the power and duty to establish a comprehensive framework for the use of audiovisual surveillance technologies as defined in the bill, including license plate reader systems, by criminal justice agencies within the Commonwealth. The comprehensive framework shall include (i) developing policies and procedures that ensure technology usage, data security, and data retention are in compliance with existing laws and regulations; (ii) establishing and publishing a model policy for the use of audiovisual surveillance technologies to serve as a guideline for criminal justice agencies in the Commonwealth; and (iii) establishing compulsory minimum training standards for basic training and recertification of law-enforcement officers operating or accessing audiovisual surveillance technologies, which shall include training on relevant state and federal laws, operational guidelines, privacy and civil liberties considerations, and proper data handling and retention. The bill provides that the Department has to establish and publish such model policy by January 1, 2025, and that all criminal justice agencies shall adopt a policy consistent with such model policy by July 1, 2025. The bill requires any law-enforcement officer who is authorized to operate or access audiovisual surveillance technologies to complete the training required by the bill by July 1, 2025.

6. Budget Amendment Necessary: Yes, Item 391.

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

8. Fiscal Implications: According to the Department of Criminal Justice Services (DCJS), to meet the requirements of the proposed bill, DCJS will need to contract with outside consultants and subject matter experts to develop the model policy and training standards that all current and new law enforcement officers would need to complete. DCJS estimates a one-time cost of \$125,000 to create the model policy and training standards. The cost estimate is based on the agency's experience developing model policies, training standards, and curriculum. The agency does not believe it will need additional FTEs as a result of this proposal. However, there are several bills under consideration that require DCJS to develop

additional new model policies. Should all these bills pass and be enacted, the agency believes additional staff could be required to develop new model policies and training standards. DCJS reports that this bill will also have a fiscal impact on local and regional law enforcement training academies. According to DCJS, additional trainers and training sessions will be required to deliver this training. However, the additional cost associated with training delivery at local and regional law enforcement training academies is not known.

- 9. Specific Agency or Political Subdivisions Affected:** Department of Criminal Justice Services, local and regional law enforcement agencies, local and regional law enforcement training academies.

10. Technical Amendment Necessary: No.

11. Other Comments: This FIS is being revised to correct Budget Item number in #6.