

Department of Planning and Budget

2022 Fiscal Impact Statement

1. Bill Number: HB79H1

House of Origin ☐ Introduced ☒ Substitute ☐ Engrossed
Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron: Campbell, R.R.

3. Committee: Courts of Justice

4. Title: Issuing citations; marijuana and certain traffic offenses.

5. Summary: Removes provisions prohibiting law enforcement officers from making a stop solely on the basis of the following circumstances and the prohibition on any evidence discovered or obtained as a result of such stop being admissible in court: (i) vehicle noise violations; (ii) driver's license violations pertaining to minors; (iii) expired registration; (iv) smoking in a vehicle with a minor present; (v) pedestrian violations on highways; (vi) defective equipment; (vii) vehicle lighting violations; (viii) exhaust systems not in good working order; (ix) window tinting or sign/decal/sticker violations on windshields; (x) suspension of objects or vehicle alteration such that the driver's view is obstructed; (xi) seat belt violations; (xii) vehicle safety inspection violations; and (xiii) violations of local motor vehicle ordinances.

The bill also provides that in the case of (i) a driver's license violation pertaining to a minor; (ii) smoking in a vehicle with a minor present; or (iii) seat belt violations, no citation may be issued for the offense unless the officer has cause to stop or arrest the driver for a violation of some other Code section or local ordinance relating to motor vehicles.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Preliminary. See Item 8 below.

8. Fiscal Implications: The Department of State Police (VSP) does not anticipate a fiscal impact on agency operations as a result of the provisions of this proposed legislation. Any potential fiscal impact on local law enforcement agencies is indeterminate at this time.

9. Specific Agency or Political Subdivisions Affected: Department of State Police, local law enforcement agencies.

10. Technical Amendment Necessary: No.

11. Other Comments: None.