

Department of Planning and Budget 2022 Fiscal Impact Statement

1. Bill Number: SB669

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

2. Patron: Surovell

3. Committee: Judiciary

4. Title: Alleged wrongdoing of law-enforcement employees.

5. Summary: Provides that all law enforcement agencies employing at least two law enforcement officers, reduced from ten under current law, must have procedures in place to allow the submission of complaints from citizens regarding the conduct of the agency, its officers, or other employees. The bill provides that complaints may be submitted in an electronic format, the forms to submit a complaint and other information must be posted on the agency's website, the agency must provide a receipt or written acknowledgement confirming the submission of the complaint to the person who filed it, and the agency must provide a written response to the filer within 30 of filing indicating the status of the complaint. Additionally, within 60 days of filing, the agency must provide a written response to such person indicating the final disposition of the complaint, and if any action was taken as a result of it. If a resolution has not occurred after 60 days, the agency must provide a written response indicating the reason for the delay. The law enforcement agency must also provide a notice to any individual who has filed a complaint if an investigation into a previously filed complaint has been reopened upon the submission of new materials. According to the bill, all complaints, investigative materials, and any dispositional information may be disclosed to a Commonwealth's attorney upon request when such materials relate to a law enforcement officer's credibility, integrity, or honesty or may constitute exculpatory or impeachment evidence.

6. Budget Amendment Necessary: Indeterminate.

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

8. Fiscal Implications: According to the Department of Conservation and Recreation, any potential fiscal impact as a result of this bill is expected to be minimal and can be absorbed within the agency's current budget.

There is no anticipated fiscal impact on the Department of State Police, the Virginia Alcoholic Beverage Authority, the Office of the State Inspector General, the Division of Capitol Police, or the Department of Juvenile Justice as a result of the provisions of the proposed legislation. Any potential fiscal impact on other state or local law enforcement agencies is indeterminate at this time.

9. Specific Agency or Political Subdivisions Affected: Commonwealth's Attorneys, State and local law enforcement agencies.

10. Technical Amendment Necessary: No.

11. Other Comments: None.