

## Department of Planning and Budget 2023 Fiscal Impact Statement

1. **Bill Number:** HB1437S1

**House of Origin**     Introduced         Substitute         Engrossed

**Second House**     In Committee     Substitute         Enrolled

2. **Patron:**        Wiley

3. **Committee:** Senate Transportation

4. **Title:**            Installation, maintenance, and operation of devices in highway right-of-way for law-enforcement purposes; regulation authority; civil penalty

5. **Summary:** Provides that the authority of the Commonwealth Transportation Board to make regulations for the use of systems of state highways includes the use of devices in the right-of-way of such highways for law-enforcement purposes. The bill authorizes the Department of State Police (VSP) or chief law-enforcement officer of a locality to install, maintain, and operate devices for law-enforcement purposes on highways maintained by the Department of Transportation (VDOT). The bill requires that all data collected by such devices be purged and not retained later than 30 days after collection unless such data is being used in an active law-enforcement investigation. The bill prohibits the use of such data to enforce speed limits, traffic regulations, tolling requirements, or high-occupancy vehicle requirements. The bill provides that the provisions of this section shall not prevent or limit the use of any device that is authorized for use by any other provision of law.

6. **Budget Amendment Necessary:** No.

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

8. **Fiscal Implications:** It is anticipated that the proposed legislation will not have a fiscal impact on the Virginia Department of Transportation (VDOT) or the Department of State Police (VSP). Any potential fiscal impact on local law enforcement agencies cannot be determined at this time.

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

10. **Technical Amendment Necessary:** No.

11. **Other Comments:** None.