

Department of Planning and Budget 2024 Session Fiscal Impact Statement

1. Bill Number: HB1496S1

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

2. Patron: Rasoul

3. Committee: Communications, Technology and Innovation

4. Title: Surveillance Technology Registry; created.

5. Summary: The substitute bill requires the Virginia Crime Commission (VCC) to conduct an annual study on surveillance technology utilized by local and state law-enforcement agencies throughout the Commonwealth, including (i) the technology's potential impact on privacy rights and civil liberties, with particular attention to potential disparate impacts on different communities and populations; (ii) the technology's effectiveness for law or regulatory enforcement purposes, and the likelihood that evidence collected through such technology will be considered inadmissible in a court of competent jurisdiction; (iii) the potential for the misuse of the technology or any data that is collected through the use of such technology and safeguards to prevent such misuse; (iv) existing laws and regulations governing the technology and whether additional legislation is necessary to regulate its use; and (v) any recommendation as to whether technology utilized by a locality should be implemented throughout the Commonwealth.

The substitute bill also requires the VCC to submit a report of its findings to the Chairmen of the House Committee for Courts of Justice, the Senate Committee on the Judiciary, and the Governor within six months of beginning the study and make the report available to the public on the website of the VCC.

The substitute bill defines “biomarker” and “surveillance technology.”

6. Budget Amendment Necessary: No.

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

8. Fiscal Implications: According to the Department of Criminal Justice Services (DCJS) and Virginia State Police (VSP), the proposed legislation is not expected to have a material fiscal impact on agency operations. The impact on other law enforcement agencies is unknown at this time. The fiscal impact statement will be updated as necessary. The Virginia Crime Commission reports that bill has no fiscal impact on their operations.

9. Specific Agency or Political Subdivisions Affected: Department of Criminal Justice Services, state and local law enforcement agencies, localities, Virginia State Crime Commission.

10. Technical Amendment Necessary: No.

11. Other Comments: None.