

Department of Planning and Budget
2025 General Assembly Session
State Fiscal Impact Statement

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ORIGINAL

Bill Number: SB1194S2

Patron: Deeds

Bill Title: DCJS; establishing training course for law-enforcement officers and agencies regarding arrests.

Bill Summary: The substitute bill directs the Department of Criminal Justice Services to establish a training course for law-enforcement agencies and officers on the discretion such officers can exercise regarding arrests as provided in Chapter 7 (§ 19.2-71 et seq.) of Title 19.2. Such training shall include (i) instruction on the scope and nature of law-enforcement officer discretion in arrest decisions, with particular emphasis on encounters with individuals experiencing a mental health crisis, including individuals currently subject to an emergency custody order pursuant to § 37.2-808, a temporary detention order pursuant to § 37.2-809, or an involuntary admission order pursuant to § 37.2-817, and (ii) instruction on the immediate and long-term effects of arrests on individuals in need of mental health services due to a mental health crisis, including impacts on treatment outcomes as identified in substantially accepted peer-reviewed research literature. Such training shall also be provided to special conservators of the peace.

An enactment clause in the substitute bill directs the Department of Criminal Justice Services to provide in-person or virtual training to all law-enforcement officers and special conservators of the peace on the provisions of § 9.1-102 of the Code of Virginia, as amended by this act, by July 1, 2026. Any person employed as a law-enforcement officer or appointed a special conservator of the peace prior to July 1, 2026, shall complete the training required by this act by January 1, 2027, and biennially thereafter. Any person employed as a law-enforcement officer or appointed a special conservator of the peace after July 1, 2026, shall complete the training within one year of his date of hire or appointment and biennially thereafter.

Budget Amendment Necessary: Yes

Items Impacted: 391

Explanation: Additional funding required to support one position and one-time expenses to develop a new training course and create the new module.

Fiscal Summary: According to the Department of Criminal Justice Services (DCJS), in order to meet the requirements of the substitute bill, the agency anticipates \$30,000 in one-time expenses to create a new module and \$100,000 in one-time expenses to develop a new virtual training course. The agency also anticipates a need for one FTE to maintain the database and make ongoing training updates, with a total estimated personnel cost of \$123,250.

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General Fund Expenditure Impact:

<u>Agency</u>	<u>FY2025</u>	<u>FY2026</u>	<u>FY2027</u>	<u>FY2028</u>	<u>FY2029</u>	<u>FY2030</u>
DCJS	0	\$253,250	\$123,250	\$123,250	\$123,250	\$123,250
TOTAL	0	\$253,250	\$123,250	\$123,250	\$123,250	\$123,250

Position Impact:

<u>Agency</u>	<u>FY2025</u>	<u>FY2026</u>	<u>FY2027</u>	<u>FY2028</u>	<u>FY2029</u>	<u>FY2030</u>
DCJS	0	1	1	1	1	1
TOTAL	0	1	1	1	1	1

Fiscal Analysis: This substitute bill would require DCJS to establish a new training course for law-enforcement agencies and officers on the discretion in arrest decisions for individuals experiencing a mental health crisis, as well as instruction on the immediate and long-term effects of arrests on individuals in need of mental health services. The training will also be provided to special conservators of the peace.

To meet the requirements of this substitute bill, DCJS will work with subject matter experts and IT consultants to develop a new training course housed in the DCJS Learning Management System (LMS). DCJS will also contract to expand the capacity of the agency's law enforcement training tracking system, TRACER, to track and document officers that complete the new required training. DCJS anticipates a one-time cost of \$100,000 to develop the new virtual training course and an additional a one-time cost of \$30,000 to hire consultants and create the new module.

In addition, DCJS anticipates the need for one FTE to serve as criminal justice analyst to enhance and maintain the law enforcement training database, as well as periodically update training materials. This position would have an annual salary of \$85,000, plus \$38,250 in fringe benefits, for a total cost of \$123,250.

The regional law enforcement training academies currently provide training on the provisions of § 9.1-102 of the Code of Virginia. DCJS assumes the intent of this bill is for the agency to provide training relevant to the proposed provisions in newly created paragraph number 69 only and not the entirety of § 9.1-102.

Furthermore, DCJS anticipates that it would require at least 25 dedicated FTEs in order to provide the new training in-person by the July 1, 2026, deadline stated in the enactment clause. DCJS believes it would be more practical to conduct the training virtually, as allowed in the legislation, with the resources identified in this fiscal impact statement.

Other: This bill is a companion to HB1712H2. No funding was provided for this bill in the budget approved by the 2025 General Assembly.