

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 9.1-102 of the Code of Virginia and to amend the Code of Virginia by adding*
 3 *in Article 1 of Chapter 1 of Title 9.1 a section numbered 9.1-116.11, relating to substantial risk orders;*
 4 *Substantial Risk Order Training Program established; annual report.*

5 [H 896]

6 Approved

7 **Be it enacted by the General Assembly of Virginia:**

8 **1. That § 9.1-102 of the Code of Virginia is amended and reenacted and that the Code of Virginia is**
 9 **amended by adding in Article 1 of Chapter 1 of Title 9.1 a section numbered 9.1-116.11 as follows:**

10 **§ 9.1-102. Powers and duties of the Board and the Department.**

11 The Department, under the direction of the Board, which shall be the policy-making body for carrying out
 12 the duties and powers hereunder, shall have the power and duty to:

13 1. Adopt regulations, pursuant to the Administrative Process Act (§ 2.2-4000 et seq.), for the
 14 administration of this chapter including the authority to require the submission of reports and information by
 15 law-enforcement officers within the Commonwealth. Any proposed regulations concerning the privacy,
 16 confidentiality, and security of criminal justice information shall be submitted for review and comment to any
 17 board, commission, or committee or other body which may be established by the General Assembly to
 18 regulate the privacy, confidentiality, and security of information collected and maintained by the
 19 Commonwealth or any political subdivision thereof;

20 2. Establish compulsory minimum training standards subsequent to employment as a law-enforcement
 21 officer in (i) permanent positions and (ii) temporary or probationary status and establish the time required for
 22 completion of such training. Such compulsory minimum training standards shall include crisis intervention
 23 training in accordance with clause (i) of § 9.1-188;

24 3. Establish minimum training standards and qualifications for certification and recertification for law-
 25 enforcement officers serving as field training officers;

26 4. Establish compulsory minimum curriculum requirements for in-service and advanced courses and
 27 programs for schools, whether located in or outside the Commonwealth, which are operated for the specific
 28 purpose of training law-enforcement officers;

29 5. Establish (i) compulsory minimum training standards for law-enforcement officers who utilize radar or
 30 an electrical or microcomputer device to measure the speed of motor vehicles as provided in § 46.2-882 and
 31 establish the time required for completion of the training and (ii) compulsory minimum qualifications for
 32 certification and recertification of instructors who provide such training;

33 6. [Repealed];

34 7. Establish compulsory minimum entry-level, in-service and advanced training standards for those
 35 persons designated to provide courthouse and courtroom security pursuant to the provisions of § 53.1-120,
 36 and to establish the time required for completion of such training;

37 8. Establish compulsory minimum entry-level, in-service and advanced training standards for deputy
 38 sheriffs designated to serve process pursuant to the provisions of § 8.01-293, and establish the time required
 39 for the completion of such training;

40 9. Establish compulsory minimum entry-level, in-service, and advanced training standards, as well as the
 41 time required for completion of such training, for persons employed as deputy sheriffs and jail officers by
 42 local criminal justice agencies and correctional officers employed by the Department of Corrections under the
 43 provisions of Title 53.1. For deputy sheriffs and jail officers who are employees of local or regional
 44 correctional facilities and correctional officers employed by the Department of Corrections, such standards
 45 shall include training on the general care of pregnant women, the impact of restraints on pregnant inmates
 46 and fetuses, the impact of being placed in restrictive housing or solitary confinement on pregnant inmates,
 47 and the impact of body cavity searches on pregnant inmates;

48 10. Establish compulsory minimum training standards for all dispatchers employed by or in any local or
 49 state government agency, whose duties include the dispatching of law-enforcement personnel. Such training
 50 standards shall apply only to dispatchers hired on or after July 1, 1988. Such training shall include training in
 51 the identification of, communication with, and facilitation of the safe return of individuals diagnosed with
 52 Alzheimer's disease and dementia, which shall include (i) techniques for respectful and effective
 53 communication with individuals with Alzheimer's disease and dementia and their caregivers; (ii) techniques
 54 for addressing the behavioral symptoms of Alzheimer's disease and dementia, including alternatives to
 55 physical restraint; (iii) protocols for identifying and reporting incidents of abuse, neglect, and exploitation of
 56 individuals with Alzheimer's disease and dementia to adult protective services; (iv) protocols for contacting

57 caregivers when an individual with Alzheimer's disease or dementia is found wandering or during an
58 emergency or crisis situation; (v) a reference list of local resources available for individuals with Alzheimer's
59 disease and dementia; and (vi) a reference list of local and national organizations that assist law-enforcement
60 personnel with locating missing and wandering individuals with Alzheimer's disease and dementia and
61 returning them to their caregivers;

62 11. Establish compulsory minimum training standards for all auxiliary police officers employed by or in
63 any local or state government agency. Such training shall be graduated and based on the type of duties to be
64 performed by the auxiliary police officers. Such training standards shall not apply to auxiliary police officers
65 exempt pursuant to § 15.2-1731;

66 12. Consult and cooperate with counties, municipalities, agencies of the Commonwealth, other state and
67 federal governmental agencies, and institutions of higher education within or outside the Commonwealth,
68 concerning the development of police training schools and programs or courses of instruction;

69 13. Approve institutions, curricula and facilities, whether located in or outside the Commonwealth, for
70 school operation for the specific purpose of training law-enforcement officers; but this shall not prevent the
71 holding of any such school whether approved or not;

72 14. Establish and maintain police training programs through such agencies and institutions as the Board
73 deems appropriate;

74 15. Establish compulsory minimum qualifications of certification and recertification for instructors in
75 criminal justice training academies approved by the Department;

76 16. Conduct and stimulate research by public and private agencies which shall be designed to improve
77 police administration and law enforcement;

78 17. Make recommendations concerning any matter within its purview pursuant to this chapter;

79 18. Coordinate its activities with those of any interstate system for the exchange of criminal history record
80 information, nominate one or more of its members to serve upon the council or committee of any such
81 system, and participate when and as deemed appropriate in any such system's activities and programs;

82 19. Conduct inquiries and investigations it deems appropriate to carry out its functions under this chapter
83 and, in conducting such inquiries and investigations, may require any criminal justice agency to submit
84 information, reports, and statistical data with respect to its policy and operation of information systems or
85 with respect to its collection, storage, dissemination, and usage of criminal history record information and
86 correctional status information, and such criminal justice agencies shall submit such information, reports, and
87 data as are reasonably required;

88 20. Conduct audits as required by § 9.1-131;

89 21. Conduct a continuing study and review of questions of individual privacy and confidentiality of
90 criminal history record information and correctional status information;

91 22. Advise criminal justice agencies and initiate educational programs for such agencies with respect to
92 matters of privacy, confidentiality, and security as they pertain to criminal history record information and
93 correctional status information;

94 23. Maintain a liaison with any board, commission, committee, or other body which may be established
95 by law, executive order, or resolution to regulate the privacy and security of information collected by the
96 Commonwealth or any political subdivision thereof;

97 24. Adopt regulations establishing guidelines and standards for the collection, storage, and dissemination
98 of criminal history record information and correctional status information, and the privacy, confidentiality,
99 and security thereof necessary to implement state and federal statutes, regulations, and court orders;

100 25. Operate a statewide criminal justice research center, which shall maintain an integrated criminal
101 justice information system, produce reports, provide technical assistance to state and local criminal justice
102 data system users, and provide analysis and interpretation of criminal justice statistical information;

103 26. Develop a comprehensive, statewide, long-range plan for strengthening and improving law
104 enforcement and the administration of criminal justice throughout the Commonwealth, and periodically
105 update that plan;

106 27. Cooperate with, and advise and assist, all agencies, departments, boards and institutions of the
107 Commonwealth, and units of general local government, or combinations thereof, including planning district
108 commissions, in planning, developing, and administering programs, projects, comprehensive plans, and other
109 activities for improving law enforcement and the administration of criminal justice throughout the
110 Commonwealth, including allocating and subgranting funds for these purposes;

111 28. Define, develop, organize, encourage, conduct, coordinate, and administer programs, projects and
112 activities for the Commonwealth and units of general local government, or combinations thereof, in the
113 Commonwealth, designed to strengthen and improve law enforcement and the administration of criminal
114 justice at every level throughout the Commonwealth;

115 29. Review and evaluate programs, projects, and activities, and recommend, where necessary, revisions or
116 alterations to such programs, projects, and activities for the purpose of improving law enforcement and the
117 administration of criminal justice;

118 30. Coordinate the activities and projects of the state departments, agencies, and boards of the

119 Commonwealth and of the units of general local government, or combination thereof, including planning
120 district commissions, relating to the preparation, adoption, administration, and implementation of
121 comprehensive plans to strengthen and improve law enforcement and the administration of criminal justice;

122 31. Do all things necessary on behalf of the Commonwealth and its units of general local government, to
123 determine and secure benefits available under the Omnibus Crime Control and Safe Streets Act of 1968 (P.L.
124 90-351, 82 Stat. 197), as amended, and under any other federal acts and programs for strengthening and
125 improving law enforcement, the administration of criminal justice, and delinquency prevention and control;

126 32. Receive, administer, and expend all funds and other assistance available to the Board and the
127 Department for carrying out the purposes of this chapter and the Omnibus Crime Control and Safe Streets Act
128 of 1968, as amended;

129 33. Apply for and accept grants from the United States government or any other source in carrying out the
130 purposes of this chapter and accept any and all donations both real and personal, and grants of money from
131 any governmental unit or public agency, or from any institution, person, firm or corporation, and may
132 receive, utilize and dispose of the same. Any arrangements pursuant to this section shall be detailed in the
133 annual report of the Board. Such report shall include the identity of the donor, the nature of the transaction,
134 and the conditions, if any. Any moneys received pursuant to this section shall be deposited in the state
135 treasury to the account of the Department. To these ends, the Board shall have the power to comply with
136 conditions and execute such agreements as may be necessary;

137 34. Make and enter into all contracts and agreements necessary or incidental to the performance of its
138 duties and execution of its powers under this chapter, including but not limited to, contracts with the United
139 States, units of general local government or combinations thereof, in Virginia or other states, and with
140 agencies and departments of the Commonwealth;

141 35. Adopt and administer reasonable regulations for the planning and implementation of programs and
142 activities and for the allocation, expenditure and subgranting of funds available to the Commonwealth and to
143 units of general local government, and for carrying out the purposes of this chapter and the powers and duties
144 set forth herein;

145 36. Certify and decertify law-enforcement officers in accordance with §§ 15.2-1706 and 15.2-1707 and
146 provide for a decertification review process in accordance with § 15.2-1708;

147 37. Establish training standards and publish and periodically update model policies for law-enforcement
148 personnel in the following subjects:

149 a. The handling of family abuse, domestic violence, sexual assault, and stalking cases, including standards
150 for determining the predominant physical aggressor in accordance with § 19.2-81.3. The Department shall
151 provide technical support and assistance to law-enforcement agencies in carrying out the requirements set
152 forth in subsection A of § 9.1-1301;

153 b. The identification of, communication with, and facilitation of the safe return of individuals diagnosed
154 with Alzheimer's disease and dementia, which shall include (i) techniques for respectful and effective
155 communication with individuals with Alzheimer's disease and dementia and their caregivers; (ii) techniques
156 for addressing the behavioral symptoms of Alzheimer's disease and dementia, including alternatives to
157 physical restraint; (iii) protocols for identifying and reporting incidents of abuse, neglect, and exploitation of
158 individuals with Alzheimer's disease and dementia to adult protective services; (iv) protocols for contacting
159 caregivers when an individual with Alzheimer's disease or dementia is found wandering or during an
160 emergency or crisis situation; (v) a reference list of local resources available for individuals with Alzheimer's
161 disease and dementia; and (vi) a reference list of local and national organizations that assist law-enforcement
162 personnel with locating missing and wandering individuals with Alzheimer's disease and dementia and
163 returning them to their caregivers;

164 c. Sensitivity to and awareness of systemic and individual racism, cultural diversity, and the potential for
165 racially biased policing and bias-based profiling as defined in § 52-30.1, which shall include recognizing
166 implicit biases in interacting with persons who have a mental illness, substance use disorder, or
167 developmental or cognitive disability;

168 d. Protocols for local and regional sexual assault and human trafficking response teams;

169 e. Communication of death notifications;

170 f. The questioning of individuals suspected of driving while intoxicated concerning the physical location
171 of such individual's last consumption of an alcoholic beverage and the communication of such information to
172 the Virginia Alcoholic Beverage Control Authority;

173 g. Vehicle patrol duties that embody current best practices for pursuits and for responding to emergency
174 calls;

175 h. Criminal investigations that embody current best practices for conducting photographic and live
176 lineups;

177 i. Sensitivity to and awareness of human trafficking offenses and the identification of victims of human
178 trafficking offenses for personnel involved in criminal investigations or assigned to vehicle or street patrol
179 duties;

180 j. The recognition, prevention, and reporting of human trafficking;

- 181 k. Missing children, missing adults, and search and rescue protocol;
 182 1. The handling and use of tear gas or other gases and kinetic impact munitions, as defined in § 19.2-83.3,
 183 that embody current best practices for using such items as a crowd control measure or during an arrest or
 184 detention of another person; ~~and~~
 185 m. The use of naloxone or other opioid antagonists to prevent opioid overdose deaths, in coordination
 186 with statewide naloxone training programs developed by the Department of Behavioral Health and
 187 Developmental Services and the Virginia Department of Health; *and*
 188 n. *The proper use and implementation of the substantial risk order law pursuant to Chapter 9.2*
 189 *(§ 19.2-152.13 et seq.) of Title 19.2;*
 190 38. Establish compulsory training standards for basic training and the recertification of law-enforcement
 191 officers to ensure (i) sensitivity to and awareness of systemic and individual racism, cultural diversity, and
 192 the potential for racially biased policing and bias-based profiling as defined in § 52-30.1, which shall include
 193 recognizing implicit biases in interacting with persons who have a mental illness, substance use disorder, or
 194 developmental or cognitive disability; (ii) training in de-escalation techniques; and (iii) training in the lawful
 195 use of force, including the use of deadly force, as defined in § 19.2-83.3, only when necessary to protect the
 196 law-enforcement officer or another person;
 197 39. Review and evaluate community-policing programs in the Commonwealth, and recommend where
 198 necessary statewide operating procedures, guidelines, and standards that strengthen and improve such
 199 programs, including sensitivity to and awareness of systemic and individual racism, cultural diversity, and the
 200 potential for racially biased policing and bias-based profiling as defined in § 52-30.1, which shall include
 201 recognizing implicit biases in interacting with persons who have a mental illness, substance use disorder, or
 202 developmental or cognitive disability;
 203 40. Establish a Virginia Law-Enforcement Accreditation Center. The Center may, in cooperation with
 204 Virginia law-enforcement agencies, provide technical assistance and administrative support, including
 205 staffing, for the establishment of voluntary state law-enforcement accreditation standards. The Center may
 206 provide accreditation assistance and training, resource material, and research into methods and procedures
 207 that will assist the Virginia law-enforcement community efforts to obtain Virginia accreditation status;
 208 41. Promote community policing philosophy and practice throughout the Commonwealth by providing
 209 community policing training and technical assistance statewide to all law-enforcement agencies, community
 210 groups, public and private organizations and citizens; developing and distributing innovative policing
 211 curricula and training tools on general community policing philosophy and practice and contemporary critical
 212 issues facing Virginia communities; serving as a consultant to Virginia organizations with specific
 213 community policing needs; facilitating continued development and implementation of community policing
 214 programs statewide through discussion forums for community policing leaders, development of law-
 215 enforcement instructors; promoting a statewide community policing initiative; and serving as a statewide
 216 information source on the subject of community policing including, but not limited to periodic newsletters, a
 217 website and an accessible lending library;
 218 42. Establish, in consultation with the Department of Education and the Virginia State Crime
 219 Commission, compulsory minimum standards for employment and job-entry and in-service training curricula
 220 and certification requirements for school security officers, including school security officers described in
 221 clause (b) of § 22.1-280.2:1, which training and certification shall be administered by the Virginia Center for
 222 School and Campus Safety (VCSCS) pursuant to § 9.1-184. Such training standards shall be specific to the
 223 role and responsibility of school security officers and shall include (i) relevant state and federal laws; (ii)
 224 school and personal liability issues; (iii) security awareness in the school environment; (iv) mediation and
 225 conflict resolution, including de-escalation techniques such as a physical alternative to restraint; (v) disaster
 226 and emergency response; (vi) awareness of systemic and individual racism, cultural diversity, and implicit
 227 bias; (vii) working with students with disabilities, mental health needs, substance use disorders, and past
 228 traumatic experiences; and (viii) student behavioral dynamics, including child and adolescent development
 229 and brain research. The Department shall establish an advisory committee consisting of local school board
 230 representatives, principals, superintendents, and school security personnel to assist in the development of the
 231 standards and certification requirements in this subdivision. The Department shall require any school security
 232 officer who carries a firearm in the performance of his duties to provide proof that he has completed a
 233 training course provided by a federal, state, or local law-enforcement agency that includes training in active
 234 shooter emergency response, emergency evacuation procedure, and threat assessment;
 235 43. License and regulate property bail bondsmen and surety bail bondsmen in accordance with Article 11
 236 (§ 9.1-185 et seq.);
 237 44. License and regulate bail enforcement agents in accordance with Article 12 (§ 9.1-186 et seq.);
 238 45. In conjunction with the Virginia State Police and the State Compensation Board, advise criminal
 239 justice agencies regarding the investigation, registration, and dissemination of information requirements as
 240 they pertain to the Sex Offender and Crimes Against Minors Registry Act (§ 9.1-900 et seq.);
 241 46. Establish minimum standards for (i) employment, (ii) job-entry and in-service training curricula, and
 242 (iii) certification requirements for campus security officers. Such training standards shall include, but not be

243 limited to, the role and responsibility of campus security officers, relevant state and federal laws, school and
 244 personal liability issues, security awareness in the campus environment, and disaster and emergency
 245 response. The Department shall provide technical support and assistance to campus police departments and
 246 campus security departments on the establishment and implementation of policies and procedures, including
 247 but not limited to: the management of such departments, investigatory procedures, judicial referrals, the
 248 establishment and management of databases for campus safety and security information sharing, and
 249 development of uniform record keeping for disciplinary records and statistics, such as campus crime logs,
 250 judicial referrals and Clery Act statistics. The Department shall establish an advisory committee consisting of
 251 college administrators, college police chiefs, college security department chiefs, and local law-enforcement
 252 officials to assist in the development of the standards and certification requirements and training pursuant to
 253 this subdivision;

254 47. Assess and report, in accordance with § 9.1-190, the crisis intervention team programs established
 255 pursuant to § 9.1-187;

256 48. In conjunction with the Office of the Attorney General, advise law-enforcement agencies and
 257 attorneys for the Commonwealth regarding the identification, investigation, and prosecution of human
 258 trafficking offenses using the common law and existing criminal statutes in the Code of Virginia;

259 49. Register tow truck drivers in accordance with § 46.2-116 and carry out the provisions of § 46.2-117;

260 50. Administer the activities of the Virginia Sexual and Domestic Violence Program Professional
 261 Standards Committee by providing technical assistance and administrative support, including staffing, for the
 262 Committee;

263 51. In accordance with § 9.1-102.1, design and approve the issuance of photo-identification cards to
 264 private security services registrants registered pursuant to Article 4 (§ 9.1-138 et seq.);

265 52. In consultation with the State Council of Higher Education for Virginia and the Virginia Association
 266 of Campus Law Enforcement Administrators, develop multidisciplinary curricula on trauma-informed sexual
 267 assault investigation;

268 53. In consultation with the Department of Behavioral Health and Developmental Services, develop a
 269 model addiction recovery program that may be administered by sheriffs, deputy sheriffs, jail officers,
 270 administrators, or superintendents in any local or regional jail. Such program shall be based on any existing
 271 addiction recovery programs that are being administered by any local or regional jails in the Commonwealth.
 272 Participation in the model addiction recovery program shall be voluntary, and such program may address
 273 aspects of the recovery process, including medical and clinical recovery, peer-to-peer support, availability of
 274 mental health resources, family dynamics, and aftercare aspects of the recovery process;

275 54. Establish compulsory minimum training standards for certification and recertification of law-
 276 enforcement officers serving as school resource officers. Such training shall be specific to the role and
 277 responsibility of a law-enforcement officer working with students in a school environment and shall include
 278 (i) relevant state and federal laws; (ii) school and personal liability issues; (iii) security awareness in the
 279 school environment; (iv) mediation and conflict resolution, including de-escalation techniques; (v) disaster
 280 and emergency response; (vi) awareness of systemic and individual racism, cultural diversity, and implicit
 281 bias; (vii) working with students with disabilities, mental health needs, substance use disorders, or past
 282 traumatic experiences; and (viii) student behavioral dynamics, including current child and adolescent
 283 development and brain research;

284 55. Establish a model policy for the operation of body-worn camera systems as defined in § 15.2-1723.1
 285 that also addresses the storage and maintenance of body-worn camera system records;

286 56. Establish compulsory minimum training standards for detector canine handlers employed by the
 287 Department of Corrections, standards for the training and retention of detector canines used by the
 288 Department of Corrections, and a central database on the performance and effectiveness of such detector
 289 canines that requires the Department of Corrections to submit comprehensive information on each canine
 290 handler and detector canine, including the number and types of calls and searches, substances searched for
 291 and whether or not detected, and the number of false positives, false negatives, true positives, and true
 292 negatives;

293 57. Establish compulsory training standards for basic training of law-enforcement officers for recognizing
 294 and managing stress, self-care techniques, and resiliency;

295 58. Establish guidelines and standards for psychological examinations conducted pursuant to subsection C
 296 of § 15.2-1705;

297 59. Establish compulsory in-service training standards, to include frequency of retraining, for
 298 law-enforcement officers in the following subjects: (i) relevant state and federal laws; (ii) awareness of
 299 cultural diversity and the potential for bias-based profiling as defined in § 52-30.1; (iii) de-escalation
 300 techniques; (iv) working with individuals with disabilities, mental health needs, or substance use disorders;
 301 and (v) the lawful use of force, including the use of deadly force, as defined in § 19.2-83.3, only when
 302 necessary to protect the law-enforcement officer or another person;

303 60. Develop a model curriculum and lesson plans for the compulsory minimum entry-level, in-service,
 304 and advanced training standards to be employed by criminal justice training academies approved by the

305 Department when conducting training;

306 61. Adopt statewide professional standards of conduct applicable to all certified law-enforcement officers
307 and certified jail officers and appropriate due process procedures for decertification based on serious
308 misconduct in violation of those standards and provide for a decertification review process in accordance
309 with § 15.2-1708;

310 62. Establish and administer a waiver process, in accordance with §§ 2.2-5515 and 15.2-1721.1, for
311 law-enforcement agencies to use certain military property. Any waivers granted by the Criminal Justice
312 Services Board shall be published by the Department on the Department's website;

313 63. Establish compulsory training standards for basic training and the recertification of law-enforcement
314 officers to include crisis intervention training in accordance with clause (ii) of § 9.1-188;

315 64. Advise and assist the Department of Behavioral Health and Developmental Services, and support local
316 law-enforcement cooperation, with the development and implementation of the Marcus alert system, as
317 defined in § 37.2-311.1, including the establishment of local protocols for law-enforcement participation in
318 the Marcus alert system pursuant to § 9.1-193 and for reporting requirements pursuant to §§ 9.1-193 and
319 37.2-311.1;

320 65. Develop an online course to train hotel proprietors and their employees to recognize and report
321 instances of suspected human trafficking;

322 66. Develop an online course to train unarmed security officers, armed security officers, couriers, security
323 canine handlers, and alarm respondents to recognize and report instances of suspected human trafficking to
324 meet the compulsory minimum, entry-level, and in-service training standards as required by § 9.1-141;

325 67. Establish standards and procedures for when the Board may grant a petition for reinstatement of
326 certification of a decertified officer pursuant to subsection E of § 15.2-1708;

327 68. Establish compulsory minimum and in-service training standards for law-enforcement officers on
328 communicating with individuals with an intellectual disability or a developmental disability as defined in
329 § 37.2-100, such as autism spectrum disorder as defined in the most recent edition of the Diagnostic and
330 Statistical Manual of Mental Disorders of the American Psychiatric Association, which shall include (i) an
331 overview and behavioral recognition of autism spectrum disorder, (ii) best practices for crisis prevention and
332 de-escalation techniques, (iii) an objective review of any relevant tools and technology available to assist in
333 communication, and (iv) education on law-enforcement agency and community resources for the autism
334 community on future crisis prevention. Such training standards shall be established in consultation with at
335 least one individual with autism spectrum disorder, one family member of an individual with autism spectrum
336 disorder, one specialist who works with individuals with autism spectrum disorder, one representative from
337 the Department of Behavioral Health and Developmental Services, and one representative from a state or
338 local law-enforcement agency;

339 69. Develop an online course for the Virginia Alcoholic Beverage Control Authority to offer to retail
340 licensees and their employees to train such licensees and employees to recognize and report instances of
341 suspected human trafficking;

342 70. Establish a model policy for best practices for law-enforcement officers responding to or investigating
343 an overdose, when prescriber information has been obtained during the course of such response or
344 investigation, to notify the prescriber of any controlled substance found to be in the possession of or believed
345 to have been ingested by the victim that such prescription of a controlled substance was involved in an
346 overdose. Such model policy shall include that a notification to a prescriber of a controlled substance shall
347 not be required if such notification would jeopardize an active law-enforcement investigation;

348 71. Establish a training curriculum for law-enforcement agencies, law-enforcement officers, and special
349 conservators of the peace on the discretion such officers can exercise regarding arrests as provided in Chapter
350 7 (§ 19.2-71 et seq.) of Title 19.2. Such training shall include (i) instruction on the scope and nature of
351 law-enforcement officer discretion in arrest decisions, with particular emphasis on encounters with
352 individuals experiencing a mental health crisis, including individuals currently subject to an emergency
353 custody order pursuant to § 37.2-808, a temporary detention order pursuant to § 37.2-809, or an involuntary
354 admission order pursuant to § 37.2-817, and (ii) instruction on the immediate and long-term effects of arrests
355 on individuals in need of mental health services due to a mental health crisis, including impacts on treatment
356 outcomes as identified in substantially accepted peer-reviewed research literature;

357 72. Establish a model policy for the provision of security at nonprofit institutions that serve individuals
358 and communities at risk of hate crimes as defined in § 52-8.5 within the Commonwealth, incorporating
359 relevant information about various traditions, services, or activities that any law-enforcement officer,
360 unarmed security officer, or armed security officer providing such security may encounter; and

361 73. Perform such other acts as may be necessary or convenient for the effective performance of its duties.

362 **§ 9.1-116.11. Substantial Risk Order Training Program; annual report.**

363 *A. The Department of Criminal Justice Services shall establish the Substantial Risk Order Training*
364 *Program (the Program) for the purposes of training personnel of law-enforcement agencies and other public*
365 *institutions throughout the Commonwealth on the proper use and implementation of the substantial risk order*
366 *law pursuant to Chapter 9.2 (§ 19.2-152.13 et seq.) of Title 19.2. The Program shall provide training*

367 regarding proper procedures to follow, the circumstances under which the substantial risk order law can be
368 used, the benefits to public safety from proper use of the law, and the harm that may ensue from the law not
369 being used when lawfully available. Additionally, the Program shall be used to train other important parties
370 on the proper use of the law, including mental health professionals, emergency health care providers, public
371 elementary and secondary school personnel, and threat assessment teams at public institutions of higher
372 education. The Program shall also include efforts to educate the public on the substantial risk order law and
373 increase awareness via (i) outreach to community members and organizations, (ii) development and
374 distribution of Program literature, and (iii) publication of best practices for the use of the law.

375 *B. The Department shall report by November 1 each year to the Secretary of Public Safety and Homeland*
376 *Security regarding the use of Program funds, details of the content of programming developed, and the*
377 *effectiveness of the Program in assisting law-enforcement agencies and other public institutions in the use of*
378 *the substantial risk order law.*

379 **2. That the provisions of the first enactment of this act shall become effective on July 1, 2027.**

380 **3. That the Department of Criminal Justice Services (the Department) shall evaluate all potential**
381 **funding sources for the Substantial Risk Order Training Program (the Program) as established**
382 **pursuant to § 9.1-116.11 of the Code of Virginia, as created by this act. In conducting its evaluation, the**
383 **Department shall conduct a cost analysis of implementation, consider possible funding models, and**
384 **identify federal funding sources and any other funding sources that may be available for the Program.**
385 **The Department shall submit a report on its findings, including the availability of federal funding, to**
386 **the Chairs of the Senate Committees on Finance and Appropriations and for Courts of Justice and the**
387 **House Committees on Appropriations and for Courts of Justice no later than November 1, 2026.**

ENROLLED

HB896ER