

Attachment A to STD 399 Economic Impact Statement

Fiscal Impact Statement, Section A, Question 6 and Section B, Question 4.

Regarding the impact on state and local agencies, the Department seeks to have the proposed amendments go into effect in January 2023, with the goal of giving all agencies as well as the Department several months to modify systems to incorporate any amendments approved by the Office of Administrative Law. This will decrease any costs associated with expediting modifications.

The Department estimates that, by the time the proposed amendments go into effect in early January 2023, around 175 local and state agencies statewide will be using the Department-hosted web application to submit stop data. These agencies would thus not incur any costs associated with modifying any stop data collection systems because the Department will absorb the cost of updating its web application. The Department further estimates that around 325 local and state agencies will use their own in-house or vendor-developed stop data reporting systems and will incur one-time costs to make modifications to incorporate these amendments. Private information technology vendors have provided the Department estimates on how many hours it would take to make the modifications, ranging from 12 to 240 hours. One private vendor, which works with over 180 agencies, has indicated that it does not charge its client agencies for its software that enables those agencies to input stop data. Thus, there are likely no costs associated with modifications for this vendor's client agencies. For the remaining 145 agencies, the costs associated with this would depend on the vendors' rates. At least one vendor indicated to the Department that it charges \$150 an hour for senior developers to work on modifying existing systems, which is consistent with the Department's estimate for this type of work. Thus, modifying existing stop data reporting systems would cost roughly \$1,800 to \$36,000 per agency, or \$261,000 to \$5,220,000 in total statewide.

Officers would be required to input information on five additional data elements as well as additional information in limited circumstances (for example, indicating, where relevant, that the stopped person was a passenger in a vehicle). However, the costs associated with entering this information would be offset in the long-run. First, agencies can link two of the five data elements—race and gender of the officer—to the officer's Identification Number, thus obviating the need to input this information for every stop. Second, several other amendments would clarify existing reporting obligations, thus decreasing confusion and streamlining the process of completing a stop data entry. Thus, the costs associated with entering information for additional data elements will likely be offset in the long run by the savings realized by the decrease in costs associated with the decrease in officer's time spent completing a stop data entry.

Finally, the state is required to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement. (Legis. Counsel's Dig., Assem. Bill No. 953, Stats. 2015, ch. 466, pp. 4153-4154.) Further, Section 5 of AB 953 provides: If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of

Title 2 of the Government Code. (Stats. 2015, ch. 466, § 5, p. 4159.) Accordingly, costs imposed on local agencies and school districts by these proposed amendments to RIPA are already reimbursable by operation of AB 953 through the state mandates process.

Finally, the Department also offers regular, free training on the regulations to any agency and, to the extent an agency offers its own training, any associated training costs would be negligible as the Department can readily incorporate the changes in its existing POST certified training material.