

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 277** HLS 17RS 391
 Bill Text Version: **ORIGINAL**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: April 26, 2017 6:50 PM	Author: JAMES
Dept./Agy.: LA Commission of Law Enforcement (LCLE)	Analyst: Monique Appeaning
Subject: Peace Officer Training	

LAW ENFORCE/OFFICERS OR INCREASE GF EX See Note Page 1 of 2
 Provides relative to training of peace officers

Proposed law amends and reenacts R.S. 40:2405(A)(2), (E), (H)(2)(a), and (I)(2), enacts R.S. 40:2404.2, and repeals R.S. 40:2405.5(F), relative to peace officers; training of peace officers; minimum training requirements; annual training; certain mandatory basic and annual certification hours for peace officers; certain time periods in which to obtain training and certification; an emergency effective date; and related matters. Proposed law requires all peace officers to successfully complete a minimum of 400 hours of basic core curriculum training and a minimum of 20 hours of in service training on an annual basis to maintain P.O.S.T. certification as prescribed by the council. Proposed law retains present law but requires part-time or reserve peace officers hired after Jan. 1, 2020, to successfully complete a certified training program approved by the council and successfully pass a council-approved comprehensive examination within one calendar year from initial date of employment. Proposed law retains present law but removes the funding contingency language provided in present law that the training course on law enforcement interaction with mentally ill and developmentally disabled persons would be implemented only when funding is made available for such program.

EXPENDITURES	2017-18	2018-19	2019-20	2020-21	2021-22	5 -YEAR TOTAL
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Agy. Self-Gen.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Ded./Other	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Federal Funds	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Local Funds	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Annual Total						

REVENUES	2017-18	2018-19	2019-20	2020-21	2021-22	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

Proposed law will result in an increase in SGF expenditures to the Louisiana Commission on Law Enforcement (LCLE), Council on Peace Officer Standards and Training (P.O.S.T.) to develop and implement curriculum for de-escalation, bias policing recognition, sudden in-custody death, and crisis intervention training for peace officers that consists of classroom or internet instruction, or both no later than January 1, 2018. LCLE notes that developing and implementing these training courses will increase expenditures by an indeterminable amount for expenses such as contracting with experts in the area of mental health disability for curriculum development to satisfy the requirements of this legislation. LCLE reports that proposed law does not clearly address whether this training program will be required by 1/1/18 for all law enforcement officers who are P. O.S.T. certified or if it is intended merely for all officers who are newly certified, or both.

LCLE reports that there are approximately 15,000 existing peace officers statewide with nearly 1,200 new peace officers certified annually. The cost of this program would depend largely on whom this training course will be directed and the annual cost will depend on how quickly the P.O.S.T. Council must train the individuals. LCLE states that the existing average training cost for a new peace officer is \$835/per officer and the anticipated increase in the number of basic training hours, more supplies for the academy, more time away from work, will likely cause an increase in state and local expenditures. LCLE reports that a professional staff person will be required to oversee the implementation of all the training courses including the mental health training program. The proposed salary is estimated at approximately \$75,000 including benefits. Other expenses associated are: \$1,000 for travel and \$3,000 for equipment and office supplies in FY 18.

Proposed law will likely increase state, local and federal funds expenditures for state and local agencies who have P.O.S.T. certified officers that require additional training as a result of this legislation. The number of state entities that may realize an increase in the number of base training hours is indeterminable. However, LCLE reports that the Council has adopted new P.O.S.T. standards effective July 2017 that increases the base level from 360 hours to 456 hours for core curriculum training hours.

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REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate Dual Referral Rules
 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}

House
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Evan Brasseaux
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Staff Director

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CONTINUED EXPLANATION from page one:

Expenditure Explanation Continued From Page 1

Below is the council approved block of instruction for POST certification. Regardless of proposed law, the P.O.S.T. council has already increased the standard minimum hours of core curriculum for level one basic law enforcement peace officers beginning 7/1/17.

Block of Instruction	Current	New 7/1/17	#of Hours Added
Orientation to Criminal Justice	4	4	No Change
First Aid & CPR	8	8	No Change
Report Writing	12	24	12
Legal Aspects	40	60	20
Firearms	40	80	40
Investigations	24	24	No Change
Traffic Services	18	18	No Change
Patrol Activities	24	24	No Change
Domestic & Family	12	12	No Change
Physical Training	24	40	16
Specialized Activities	16	20	4
Officer Survival	40	40	No Change
Becoming a Professional Peace Officer	10	10	No Change
Use of Force	8	12	4
Active Shooter	16	16	No Change
Electives	64	64	No Change
Total	360	456	96

Proposed law creates training requirements with regard to de-escalation, bias policing, sudden in-custody death, crisis intervention, and interaction with person with mental illness or developmental disabilities. LCLE reports these requirements will expand the minimum block of instruction hours beyond 456 hours. The LFO notes that the current block of instruction includes 64 hours designated as "electives." It is possible that some of the new training requirements could be absorbed within this category of training. To the extent that the block of instruction standard that will be effective on 7/1/17 cannot fully accommodate the increased training requirements of proposed law, it is likely that state and local entities will realize an indeterminable expenditure increase, across all means of finance, to P.O.S.T. training academies for additional hours of instruction.

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