

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 194** HLS 16RS 779

Bill Text Version: **ENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: March 28, 2016 3:10 PM	Author: JAMES
Dept./Agy.: Corrections	Analyst: Monique Appeaning
Subject: Expungement Fees	

CRIMINAL/PROCEDURE

EG SEE FISC NOTE SG RV See Note

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Provides for exemption of expungement fees in certain circumstances

Proposed law retains present law and adds an additional circumstance for the exemption of expungement fees in certain cases when the applicant was determined to be a victim of unauthorized use of an "access card", identity theft, access device fraud, or a violation of any other crime which involves the unlawful use of the identity or personal information of the applicant.

EXPENDITURES	2016-17	2017-18	2018-19	2019-20	2020-21	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	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	2016-17	2017-18	2018-19	2019-20	2020-21	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Annual Total						

EXPENDITURE EXPLANATION

There is no anticipated direct material effect on governmental expenditures as a result of this measure because this legislation retains the present law regarding exemptions; however, it adds identity theft or fraud to the list of exemptions.

REVENUE EXPLANATION

There is no anticipated direct material effect on state governmental revenues as a result of this measure. The Department of Public Safety - Louisiana the Bureau of Criminal Identification and Information (BCII) reports that a fee would not be charged because the name of the victim remains in the criminal records as an alias of the offender. The Louisiana Sheriffs Association and the Louisiana Clerk of Courts Association reports that there would not be a revenue impact. The Louisiana District Attorneys Association reports that the impact would be negligible.

Senate Dual Referral Rules House

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|---|--|
| <input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} | <input type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S} |
| <input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H} | <input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S} |

Evan Brasseaux

Evan Brasseaux
Staff Director