

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **SB 279** SLS 24RS 190

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: March 24, 2024 6:43 PM	Author: FESI
Dept./Agy.: Corrections/Sheriffs/State Police	Analyst: Daniel Druilhet
Subject: Driving on Louisiana Highways Without Lawful Presence	

MOTOR VEHICLES OR SEE FISC NOTE LF EX Page 1 of 1

Prohibits driving on Louisiana highways without lawful presence in the United States and without a motor vehicle liability insurance policy or other mandatory security. (gov sig)

Proposed law creates the crime of driving on state roads while unlawfully present in the United States and without a motor vehicle liability policy; mandates that no alien student or nonresident alien shall operate a motor vehicle in the state without documentation showing that the person is lawfully present in the United States, documentation showing a proof of automobile insurance or other security meets minimum standards for operating a motor vehicle; requires law enforcement, upon detaining a person suspected of operating a vehicle without lawful presence in the United States and the suspect fails to show proof of insurance or security, law enforcement shall detain the individual and notify the United States Immigration and Naturalization Service and provide the name and location of the suspect to determine if deportation and removal is warranted; assesses a penalty of imprisonment for no more than 90 days, or a fine no more than \$500, or both, for those convicted of violating proposed law.

EXPENDITURES	2024-25	2025-26	2026-27	2027-28	2028-29	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	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	

Annual Total

REVENUES	2024-25	2025-26	2026-27	2027-28	2028-29	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

EXPENDITURE EXPLANATION

Proposed law will likely result in an indeterminable increase in Local Funds expenditures to Sheriffs, to the extent that those who drive on state roads without a motor vehicle liability policy while unlawfully present in the United States are detained in local facilities pending notification to the United States Immigration and Customs Enforcement (ICE). Proposed law also creates a misdemeanor criminal offense and assesses those convicted of its violation with a sentence of imprisonment of no more than 90 days. The exact fiscal impact to Sheriffs is indeterminable, as there is no way to determine the number of drivers on state roads (unlawfully present in the United States without motor vehicle liability policies) who will be detained pending notification to ICE or the length of their detention with the enactment of the proposed law.


There is no anticipated direct material effect on state governmental expenditures as a result of this measure because this legislation creates a misdemeanor offense; therefore, these offenders are not sentenced to Department of Public Safety & Corrections - Corrections Services (DPS&C).

REVENUE EXPLANATION

Proposed law may result in an indeterminable increase in local revenues as a result of potential fines for driving on state roads without a motor vehicle liability policy while unlawfully present in the United States. The exact fiscal impact of the passage of this legislation on local revenue is indeterminable because the fines that would be imposed on those convicted are optional, and the amount of the fines, if imposed, may vary. The potential revenue will accrue to the local governing authority.

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}


Patrice Thomas
Deputy Fiscal Officer