

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 151** HLS 26RS 576

Bill Text Version: **REENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: April 21, 2026	4:57 PM	Author: BOYER
Dept./Agy.: Expungement of Arrest Information		Analyst: Daniel Druilhet
Subject: Requirements - Motion to Expunge Arrest Information		

CRIMINAL/RECORDS

RE SEE FISC NOTE LF EX

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Provides relative to expungement of arrest information

Current law provides for motions to expunge. Proposed law requires someone making a motion for expungement to also submit the following documents to the Bureau of Criminal Identification and Information when seeking to expunge an arrest - (1) criminal background check from the Louisiana State Police or a respective sheriff's office dated within 60 days of filing, (2) a certification letter from the district attorney verifying to his knowledge that the applicant has no convictions or pending applicable charges within the requisite time period of Code of Criminal Procedure Article 978 (ten years preceding the motion) with the office of the district attorney, and whether any charges were refused related to the arrest incident in the motion for expungement, (3) court minute entries showing final disposition of the case, or in the absence of court minutes, a charge disposition report, or a letter from the Clerk of Court that no such record exists, and (4) a charging instrument, including a bill of information, indictment, or affidavit.

EXPENDITURES	2026-27	2027-28	2028-29	2029-30	2030-31	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
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	2026-27	2027-28	2028-29	2029-30	2030-31	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

Proposed law may result in an indeterminable increase in workload in local district attorneys offices, to the extent that they produce copies of charging information (charging instruments, bills of information, indictments, or affidavits) and certification letters verifying that, to their knowledge, the applicant has no convictions or pending applicable charges within ten years preceding the motion for expungement with the office of the district attorney, and whether any charges were refused related to the arrest incident in the motion for expungement. Proposed law may result in an indeterminable increase in workload in Clerks of Court, to the extent that they produce court minute entries showing final dispositions of cases, or, in the absence of court minutes, charge disposition reports, or letters stating no such record exists. Proposed law may result in an indeterminable increase in workload in the Department of Public Safety and Corrections - Public Safety and Sheriffs, to the extent that they process criminal background checks needed for submission with motions to expunge arrests. The exact impact to workload is indeterminable in each of the respective State and local agencies, because it is unknown the number of instances in which those persons seeking to make a motion to expunge arrest information will request the required documentation.

REVENUE EXPLANATION

Proposed law may result in an indeterminable increase in Self-Generated revenues in the Department of Public Safety and Corrections - Public Safety (State Police) as a result of requiring criminal background checks to be included with motions to expunge an arrest. State Police assesses a fee of \$31 for state background checks plus \$12 for federal background checks, in which State Police retains \$2 of the \$12 fee assessed and remits the remainder to the FBI. The exact fiscal impact is indeterminable, because the number of motions to expunge arrest that will be filed is unknown. The expected fees to be collected by State Police are as follows:

Criminal Background Check Fees

- \$26 - LA State Police, Bureau of Criminal Identification and Information (state background check)
- \$ 5 - LA Sheriffs' Association (technology fee on state background checks)
- \$10 - Federal Bureau of Investigation (federal background check with fingerprints)
- \$ 2 - LA State Police (federal background check)
- \$43 - Total**

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Senate

Dual Referral Rules

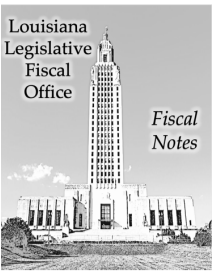
House

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

- 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

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CONTINUED EXPLANATION from page one:

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Proposed law may result in an indeterminable increase in Local Funds revenues to Clerks of Court that produce court minute entries showing final dispositions of cases, or in the absence of court minutes, charge disposition reports, or letters that no such record exists. The exact fiscal impact to revenues is indeterminable, as the costs to produce these documents vary among jurisdictions, and it is unknown the length of documents that will be produced for motions to expunge arrests.

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}

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