LEGISLATIVE FISCAL OFFICE
Fiscal Note

Fiscal Note On: **HB 392** HLS 11RS 471
Bill Text Version: **ORIGINAL**
Opp. Chamb. Action:
Proposed Amd.:
Sub. Bill For.:

Date: May 10, 2011 6:30 PM
Author: HAZEL
Dept./Agy.: Public Safety
Subject: Background Checks
Analyst: Matthew LaBruyere

CRIMINAL/RECORDS OR NO IMPACT See Note
Provides with respect to criminal background checks for persons seeking employment

Proposed legislation retains present law and adds that an employer shall also be entitled to obtain arrest records of an applicant seeking employment, if the applicant has signed a consent form authorizing the employer to obtain the records. Proposed legislation also adds that the La. Bureau of Identification and Information shall forward fingerprints obtained for background checks to the FBI for a national criminal history check.

EXPENDITURES	**2011-12**	**2012-13**	**2013-14**	**2014-15**	**2015-16**	**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	**2011-12**	**2012-13**	**2013-14**	**2014-15**	**2015-16**	**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

There is no anticipated direct material effect on governmental expenditures as a result of this measure as this is the current practice at the department.

The La. Bureau of Criminal Identification and Information currently receives both arrest and conviction records. However, arrest records are manually removed when the records are sent to employers. This bill will allow for the arrest records to remain. In addition, the La. Bureau of Criminal Identification and Information currently sends fingerprints of applicants to the FBI for national criminal history checks. The department pays the FBI $17.25 for each criminal history check involving fingerprints, however the department charges a fee of $19.25 to cover the expenses.

REVENUE EXPLANATION

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

The department currently charges a fee of $19.25 to send fingerprints to the FBI for national criminal history checks. Of the fee, $17.25 is sent to the FBI and $2.00 is kept by the department for handling costs.

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 >= $500,000 Annual Fiscal Cost {S}
☐ 6.8(F)2 >= $100,000 Annual SGF Cost {H&S}
☐ 6.8(G) >= $500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Evan Brasseaux

Evan Brasseaux
Staff Director