LEGISLATIVE FISCAL OFFICE
Fiscal Note

ACT 402

Fiscal Note On: **HB 646** HLS 11RS 2418
Bill Text Version: **ENROLLED**
Opp. Chamb. Action:
Proposed Amd.:
Sub. Bill For.: HB 175

Date: July 7, 2011 11:44 AM
Author: TALBOT
Dept./Agy.: Workforce Commission
Subject: Private and public employers mandated to use E-verify
Analyst: Deborah Vivien

EMPLOYMENT EN NO IMPACT GF EX See Note

Provides for the verification of citizenship for employment

Current law prohibits the employment, hiring, recruitment or referral of an alien not entitled to lawfully reside or work in the United States for private or public employment within the state (R.S. 23:992), except in certain agricultural circumstances. Certain documentation for each employee is required including birth certificate, naturalization certificate, certificate of citizenship, alien registration receipt card or US immigration form I-94 with authorized stamp. The Workforce Commission may assess civil penalties against those in violation including escalating fines for each violation. Proposed law retains current law and provides that no person is subject to civil penalties upon showing that citizenship/work authorization of every employee has been verified by the federal E-Verify system or upon showing that each employee has provided a picture ID and one of a list of various forms of documentation. The Workforce Commission (LWC) is authorized to inform the proper governing or licensing authority to suspend licenses or permits to do business and impose fines as defined in the bill. Those licensed by DHH are exempt from LWC oversight and penalties. Employers are not liable for accuracy of E-Verify data.

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. The enforcement of documentation requirements and civil penalties resulting from this legislation can be carried out under the current program provisions within the Workforce Commission and any resulting expenses are likely to be minor.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure. According to the Workforce Commission, it is possible that some revenue may be generated from civil penalties paid by employers if these provisions are not complied with. However, the level of noncompliance cannot be anticipated.

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}

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