

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **SB 152** SLS 17RS 75
 Bill Text Version: **ORIGINAL**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: May 2, 2017 5:56 PM	Author: CARTER, T.
Dept./Agy.: LCLE/Office of Motor Vehicles	Analyst: Zachary Rau
Subject: "Special Needs" Driver's License Designation	

MOTOR VEHICLES OR INCREASE GF EX See Note Page 1 of 1
 Provides relative to identification of Special Needs Person and law enforcement training regarding mental health. (1/1/18)

Proposed law allows for the display of the words "Special Needs" below a photograph on a driver's license or ID card upon request and with presentation of a sworn statement from a qualified medical professional licensed in Louisiana verifying such a diagnosis. Proposed law requires the Office of Motor Vehicles to promulgate rules and regulations as necessary to implement proposed law, including a waiver of liability for the release of any medical information. Present law requires the Council on Peace Officer Standards and Training to develop a training course on law enforcement interaction with persons with mental illness and persons with developmental disabilities and provides for full implementation of the course by August 1, 2006 contingent upon funding being available. Proposed law removes the section of present law allowing for course development upon funding being available and changes the implementation date to August 1, 2018.

EXPENDITURES	2017-18	2018-19	2019-20	2020-21	2021-22	5 -YEAR TOTAL
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Agy. Self-Gen.	SEE BELOW	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total						
REVENUES	2017-18	2018-19	2019-20	2020-21	2021-22	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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

Proposed law will increase expenditures assumed to be SGF for the LA Commission on Law Enforcement by an indeterminable amount beginning in FY 18 and in subsequent FYs associated with the development and implementation of a training course on law enforcement interactions with persons with mental illness and persons with developmental disabilities ("training course"). The statute requiring the training course, LA R.S. 40:2405.5, was enacted by Act 113 of 2005. Act 113 made the development of the training course contingent upon the availability of funding. Proposed law repeals the portion of present law allowing for the development and implementation based upon funding availability. LCLE presently does not have an estimate for the cost of the new training course, though expenditures will likely increase as a result of the course's development and implementation in FY 18 and subsequent FYs.

LCLE reports that proposed law does not clearly address whether this training program will be required by August 1, 2018 for all law enforcement officers who are POST-certified or if it is intended merely for all officers who are newly certified, or both. For reference, the LCLE reports 15,000 POST-certified officers with approximately 1,200 persons seeking certification annually. Furthermore, the timelines for when the training must be completed are similarly unclear. To the extent approximately 16,200 POST-certified officers and persons seeking POST certification must undergo the training course prior to the implementation date of August 1, 2018, expenditures would greatly increase in FY 18 and decrease in subsequent FYs. To the extent the implementation date of August 1, 2018, is the date when the new POST training course must be offered and all POST-certified officers and persons seeking POST-certification must undergo the training, without a required completion deadline, the cost may be spread among a number of FYs.

In addition, the Dept. of Public Safety, Office of Motor Vehicles (OMV) reports that proposed law will result in a one-time professional services expenditure of \$75,000 associated with the driver's license vendor making changes to the driver's license format. To the extent OMV cannot absorb this cost within its existing SGR budget authority, an additional SGF appropriation may be required.

Furthermore, OMV reports that proposed law will require approximately 170 hours of overtime associated with changes to the Unisys Mainframe that will allow for the selection and printing of the "Special Needs" credential designation. The total estimated overtime cost associated with proposed law is \$10,957, payable to the Office of Technology Services, who will perform the programming work on behalf of OMV. The Legislative Fiscal Office believes that any additional IT work associated with this legislation will be incremental in nature, and that the Department can potentially accomplish these tasks utilizing existing resources and budget authority. To the extent that numerous pieces of legislation are enacted that require additional programming efforts, the Department may require additional resources.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure. Proposed law explicitly states that adding the new "Special Needs" license designation is not be subject to any additional fees.

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}

Evan Brasseaux
Evan Brasseaux
Staff Director