

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 688** HLS 17RS 2750
 Bill Text Version: **ENROLLED**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.: **HB 122**

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| Date: June 9, 2017 10:32 AM | Author: PIERRE AND JAMES |
| Dept./Agy.: Higher Education | Analyst: Willis Brewer |
| Subject: Prohibits questions on application in regards to criminal | |

COLLEGES/ADMISSIONS EN SEE FISC NOTE GF EX See Note Page 1 of 1

Prohibits questions regarding criminal history on an initial application for admission to a public postsecondary education institution

Proposed law prohibits a public postsecondary education institution from inquiring on an initial application form about a prospective student's criminal history until after the prospective student has been given an opportunity to interview for acceptance for admission or, if no such interview is to be conducted, until after the prospective student has been given a conditional offer of acceptance for admission. Proposed law prohibits the inclusion on the common application of questions pertaining to criminal history. Proposed law provides, however, that a public postsecondary education institution may consider the criminal history of a prospective student in making the final determination of whether to accept the person for admission. Proposed law authorizes the institution to consider the nature and gravity of the criminal conduct, the time that has passed since the occurrence, and the specific parameters of the institution or the prospective student's course of study and the bearing, if any, that the criminal conduct will have on the ability of the prospective student to meet these requirements. Proposed law allows institutions that offer a teacher preparation programs to consider criminal conviction history if information pertaining to such history is provided on certain applications or forms if such information is provided on the professional conduct form developed by the state Dept. of Education for use in the teacher certification process to offer counseling. Proposed law allows LSU Health Sciences Centers (New Orleans and Shreveport), the LSU vet school, and other public postsecondary education institutions to consider criminal conviction history if such information is provided on certain applications or forms that is designed by a national application service, tailored for admission to a specific degree program, and used by postsecondary education institutions in multiple states.

| EXPENDITURES | 2017-18 | 2018-19 | 2019-20 | 2020-21 | 2021-22 | 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 | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> |
| 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> | <u>\$0</u> |
| Annual Total | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |

EXPENDITURE EXPLANATION

The proposed law is anticipated to have a minimal fiscal impact to institutions. Any changes that will be required to an institution's application are assumed to be immaterial and can be absorbed within their current operating budget.

The proposed law allows the Health Sciences Centers (New Orleans and Shreveport), Louisiana State University Veterinary School, and other public postsecondary education institutions to consider criminal conviction history if information pertaining to such history is provided on an application designed by a national application service, tailored for admission to a specific degree program, and used by postsecondary education institutions in multiple states.

For example, the institutions that may utilize similar applications include University of Louisiana at Monroe (Dental Hygiene, Nursing, Occupational Therapy, Pharmacy), Southern University Shreveport (Dental Hygiene, Nursing), and Baton Rouge Community College, Bossier Parish Community College, Delgado, Fletcher, La Delta Community College, Northshore Technical Community College, Sowela Technical Community College, Sowela Technical Community College, Grambling State University, Louisiana Tech, McNeese State University, Nicholls State University, Southeastern Louisiana University, Southern University Baton Rouge, Southern University Shreveport, Louisiana State University Eunice, and Louisiana State University Alexandria (Nursing).

The proposed law allows institutions that offer a teacher preparation program to consider criminal conviction history after a student has been accepted for admission if such information is provided on the professional conduct form developed by the state Dept. of Education for use in the teacher certification process. However, the purpose is limited to offering counseling services only. Furthermore, to the extent an institution awards degrees to students which may have a criminal history in these (and other) fields, restrictions imposed by other entities may keep the graduate from working in the field. Therefore, these students will be able to earn a degree in an area but would not be able to be licensed or certified.

REVENUE EXPLANATION

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

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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