

LEGISLATIVE FISCAL OFFICE
Fiscal Note



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

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: March 31, 2026 4:55 PM	Author: BOYER
Dept./Agy.: Expungement of Arrest Information	Analyst: Daniel Druilhet
Subject: Requirements - Motion to Expunge Arrest Information	

CRIMINAL/RECORDS

OR SEE FISC NOTE LF EX

Page 1 of 2

Provides relative to expungement of arrest information

Current law provides for motions to expunge. Proposed law requires someone making a motion to expunge arrest information to also provide bills of information, court minutes, a pardon copy, and a motion to set aside or dismiss, if they exist, to the Bureau of Criminal Identification and Information in addition to the motion to expunge; requires someone making a motion to expunge arrest information to provide, if applicable, a criminal background check, a letter from the district attorney for a fee waiver, certifications from the district attorney regarding criminal charges and pretrial diversion programs, sex offender notification waiver, and a determination of innocence.

EXPENDITURES	2026-27	2027-28	2028-29	2029-30	2030-31	5 -YEAR TOTAL
State Gen. Fd.	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					
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					
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	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 certification letters for fee waivers, certification letters verifying that the applicant has no convictions or pending applicable criminal charges within the requisite time periods, certification letters verifying that charges were refused, and certification letters verifying that the applicant did not participate in a pretrial diversion program. Proposed law may result in an indeterminable increase in workload in Clerks of Court, to the extent that they produce orders waiving sex offender registration and notification, copies of court orders determining factual innocence and compensation for wrongful conviction, copies of bills of information, court minute entries showing final disposition of a case, charge disposition reports, copies of the first offender pardon, or orders to set aside a conviction or an order for dismissal. 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 orders waiving sex offender registration and notification, copies of court orders determining factual innocence and compensation for a wrongful conviction, bills of information, court minute entries showing final disposition of a case, charge disposition reports, copies of the first offender pardon, or orders to set aside a conviction or an order for dismissal. 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}
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