

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 717** HLS 13RS 1434
 Bill Text Version: **REENGROSSED**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.: **HB 21**

Date: April 26, 2013 2:20 PM	Author: BURNS, HENRY
Dept./Agy.: Judiciary	Analyst: Travis McIlwain
Subject: Possession of Firearm	

WEAPONS/HANDGUNS RE SEE FISC NOTE GF EX See Note Page 1 of 1
 Provides with respect to the reporting of certain judicial proceedings regarding the possession of firearms

Proposed bill provides that each district clerk of court shall report to the LA Supreme Court the name and other identifying information of an adult who is prohibited from possessing a firearm pursuant to the laws of this state. Proposed bill provides that the report shall be submitted to the LA Supreme Court within 10 business days of the date of conviction. Proposed bill provides that the LA Supreme Court shall within 15 days of receipt of the report submit the information in the report to the National Instant Criminal Background Check System database. Proposed bill provides a petition process for restoration of right to possess firearm and to apply for permit for concealed handgun. Effective January 1, 2014.

EXPENDITURES	2013-14	2014-15	2015-16	2016-17	2017-18	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	2013-14	2014-15	2015-16	2016-17	2017-18	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

This bill may result in an indeterminable increase in state general fund expenditures by district courts. The expenditure impact of this bill is dependent upon the number of court hearings held for the restoration of rights to possess a firearm. To the extent these court hearings are above normal current court activity, district courts will likely experience an increase in expenditures.

This bill provides for the LA Supreme Court to submit information to the National Instant Criminal Background Check System (NICS) of an adult who is prohibited from possessing a firearm. This information, which is to be provided by the district courts, will ultimately prevent these individuals from possessing a firearm. This bill provides for a procedure by which individuals flagged in the system can request for a restoration of their right to possess a firearm. One step in that process is a court hearing.

The LA Supreme Court does not anticipate any additional expenditures associated with reporting the information to NICS. The Court already has the technological infrastructure in place with NICS due to the current requirement that the Court submit the same information on felonies to NICS. Due to this statutory change, the Court is anticipating approximately 2,000 records being submitted to NICS annually.

The National Instant Criminal Background Check System (NICS) is a point-of-sale system for determining eligibility to purchase a firearm. This system is currently maintained by the FBI.

REVENUE EXPLANATION

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

<u>Senate</u>	<u>Dual Referral Rules</u>	<u>House</u>
<input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}		<input type="checkbox"/> 6.8(F) >= \$500,000 Annual Fiscal Cost {S}
<input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}		<input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Evan Brasseaux

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