

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 428** HLS 14RS 955

Bill Text Version: **ENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: March 13, 2014 9:23 AM	Author: BARRAS
Dept./Agy.: Secretary of State	Analyst: Stephanie C. Blanchard
Subject: Qualifying fees	

ELECTIONS/CANDIDATES EG SEE FISC NOTE SG See Note Page 1 of 1

Repeals provisions of law that allow for a refund of qualifying fees under certain circumstances when a candidate files multiple notices of candidacy

Present law prohibits a person from becoming a candidate in a primary or general election for more than one office and from becoming a candidate at the same time for two or more different offices to be filled at separate elections. Requires a person who desires to become a candidate in a primary election to qualify by timely filing a notice of candidacy. Provides exceptions. Provides that when a candidate has filed multiple notices of candidacy for election to more than one office at the same election, which multiple candidacies would be a violation of present law, the candidate shall be disqualified as a candidate in all the primary and general elections for all but the last of such offices for which he filed notices of candidacy. Requires the secretary of state to include the name of the candidate on the ballot for election to the last of such offices for which the candidate filed notices of candidacy and to no other such office for which dual candidacy would be prohibited. Proposed law retains present law. Present law provides for a refund of qualifying fees under certain circumstances when a person files multiple notices of candidacy. Proposed law repeals present law. Effective upon signature of governor.

EXPENDITURES	2014-15	2015-16	2016-17	2017-18	2018-19	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
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	2014-15	2015-16	2016-17	2017-18	2018-19	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
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						

EXPENDITURE EXPLANATION

Implementation of the proposed legislation will result in a negligible impact to the Secretary of State expenditures. This proposed legislation repeals provisions that provides for refunding half of the qualifying fees when a candidate has filed multiple notices of candidacy. As a result, postage costs would decrease minimally because there would be less processing of refund checks.

REVENUE EXPLANATION

The proposed legislation may have a minor impact to the Secretary of State's self-generated revenues. According to the Secretary of State, \$871,607 in qualifying fees was collected between FY 11 - FY 13. Of this amount, only \$58,449 was refunded or approximately 7% of the total collected. This proposed legislation repeals provisions that provide for refunding half of the qualifying fees when a candidate has filed multiple notices of candidacy. As a result, some qualifying revenue that was previously refunded, would be retained.

- | | | | |
|---|----------------------------|--------------|--|
| <u>Senate</u> | <u>Dual Referral Rules</u> | <u>House</u> | <input type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S} |
| <input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} | | | <input type="checkbox"/> 6.8(F)(2) >= \$500,000 State Rev. Reduc. {H & 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
Evan Brasseaux
Staff Director