

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 494** HLS 14RS 623
 Bill Text Version: **ORIGINAL**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: March 24, 2014 4:51 PM	Author: IVEY
Dept./Agy.: Public Safety	
Subject: Concealed Handgun	Analyst: Matthew LaBruyere

WEAPONS/FIREARMS OR DECREASE SD RV See Note Page 1 of 1

(Constitutional Amendment) Provides that the right to keep and bear arms includes the right to carry a concealed handgun without a permit or license

Present constitution provides that the right of each citizen to keep and bear arms is fundamental and shall not be infringed. Present constitution further provides that any restriction of this right shall be subject to a standard of strict scrutiny by a court in determining its constitutionality.

Proposed constitutional amendment retains these provisions of the present constitution and further provides that the right to keep and bear arms includes the right to possess a concealed handgun without any form of permit or license, unless the person is prohibited from possessing a firearm under the laws of La. or the laws of the U.S.

Provides for submission of the proposed amendment to the voters at the statewide election to be held Nov. 4, 2014.

EXPENDITURES	2014-15	2015-16	2016-17	2017-18	2018-19	5 -YEAR TOTAL
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	DECREASE	DECREASE	DECREASE	DECREASE	DECREASE	
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.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	DECREASE	DECREASE	DECREASE	DECREASE	DECREASE	
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

The proposed constitutional amendment would allow state citizens to possess a concealed handgun without obtaining a permit. As a result of the citizenry's ability to possess concealed handguns without a permit, concealed permits would no longer be needed. Thus, the Concealed Handgun Permit Unit would not have to handle all functions related to handgun permits and expenses regarding the unit would decrease. The unit has an FY 15 proposed budget of \$2.64 M and 9 positions. Funding for the unit includes \$1.7 M for personnel expenses, \$220,000 in operating expenses, \$580,000 in professional services, and \$140,000 in other charges and IAT expenses.

Included in the \$2.64 M is \$500,000 in funding for ongoing maintenance to the Automated Fingerprint Identification System (AFIS). In addition to funding from the Concealed Handgun Permit Fund, AFIS also receives funding from the Criminal Identification Fund (\$3.0 M) and Office of Motor Vehicles SGR (\$0.2 M). To the extent the Criminal Identification Fund in State Police and the Office of Motor Vehicles SGR do not have funding available to absorb the loss of \$500,000 in funding for AFIS, additional SGF resources would be needed.

The proposed constitutional amendment will be considered by voters at the statewide election to be held on November 4, 2014. The Secretary of State may incur minimal ballot printing costs associated with this measure. However, as a regular practice, the Secretary of State typically budgets for up to 10 constitutional amendments for the fall statewide elections.

REVENUE EXPLANATION

The proposed constitutional amendment will result in a decrease in statutory dedicated revenue for the Concealed Handgun Permit Fund as a result of state citizens' right to possess a conceal handgun without obtaining a permit. Currently, the Office of State Police collects \$125 for a 5 year concealed handgun permit. In FY 13, the department issued 17,836 permits, which resulted in \$2,229,500 in revenue. To the extent the constitutional amendment is approved by the voters, the fund would not receive \$2.2 M annually.

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