

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **HB 307** HLS 16RS 949

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

<b>Date:</b> March 30, 2016 8:16 AM	<b>Author:</b> ZERINGUE
<b>Dept./Agy.:</b> Department of Wildlife and Fisheries	<b>Analyst:</b> Mason Hess
<b>Subject:</b> Creates an Apprentice Program for Fishing Guide License	

FISHING OR INCREASE SD EX See Note Page 1 of 2  
Establishes a fishing guide apprentice program

Present law stipulates that charter boat fishing guides (CBFG) have a valid state CBFG license. Proposed law stipulates that to qualify for a CBFG license after 2016, applicants must (1) have had a valid state CBFG license in license year 2016 or (2) complete a professionalism program established by the Wildlife and Fisheries Commission. Proposed law stipulates the creation of this professionalism program by January 2017 to obtain a CBFG apprentice license and outlines corresponding enrollment fees and penalties. The professionalism program includes education in conservation, fishery resource sustainability, safety training, and best practices among other potential elements. Enrolled applicants in the professionalism program must also have a charter boat fishing guide apprentice license. Licenses are valid for one year.

EXPENDITURES	2016-17	2017-18	2018-19	2019-20	2020-21	5 -YEAR TOTAL
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
<b>Annual Total</b>						
REVENUES	2016-17	2017-18	2018-19	2019-20	2020-21	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$11,250	\$11,250	\$11,250	\$11,250	\$11,250	\$56,250
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
<b>Annual Total</b>						

**EXPENDITURE EXPLANATION**

The Department of Wildlife and Fisheries (DWF) would likely realize an indeterminable increase in Statutory Dedication expenditures (assumed to be from the Conservation Fund) associated with the establishment and development of a professionalism program. While proposed law directs the Wildlife and Fisheries Commission to establish the program, the operating expenses of that entity are funded through DWF. No such professionalism program currently exists and development of the program would require staff and fiscal resources in line with the program to be created by the Commission. No similar program exists in the department for comparison or estimating purposes. Proposed law is nonspecific as to whether enrollees in the professionalism program must pay for the course, or if the professionalism course is included as part of the fee for acquiring a charter boat fishing guide apprentice license.

Proposed law provides that violations shall be classified as class four violations, which may result in a penalty or incarcerations, or both. To the extent that any offenders of the requirements established in proposed law were to receive sentences involving incarcerations, there may be a state or local governmental expenditure impact.

**SEE CONTINUED EXPENDITURE EXPLANATION ON PAGE 2**

**REVENUE EXPLANATION**

Proposed law establishes a charter boat fishing guide apprentice license and establishes the following fee schedule:

For residents, the fee is \$250 for vessels carrying 6 passengers, \$500 for vessels carrying more than 6 passengers, and \$150 for deckhands to obtain a new license. DWF projects estimated applications for 9 resident charter boat fishing guide apprentice licenses for six-passenger vessels per year, which results in \$2,250 in Statutory Dedication - Conservation Fund revenues.

For non-residents, the fee is \$1,000 for six-passenger vessels, \$2,000 for vessels carrying more than six passengers, and \$150 for deckhands to obtain a new license. DWF projects estimated applications for 9 non-resident charter boat fishing guide apprentice licenses for six-passenger vessels per year, which results in approximately \$9,000 in Statutory Dedication - Conservation Fund revenues.

The total revenue is projected at \$11,250 per year from 18 projected license applications, both resident and non-resident.

**SEE CONTINUED REVENUE EXPLANATION ON PAGE 2**

<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)(1) >= \$100,000 SGF Fiscal Cost {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*  
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Staff Director

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**CONTINUED EXPLANATION from page one:**

**EXPENDITURE EXPLANATION CONTINUED FROM PAGE 1**

SGF expenditures will increase by \$51.68 per offender per day if offenders are housed in state facilities and by \$24.39 for state offenders housed in local facilities. Offenders sentenced to the custody of the Department of Public Safety and Corrections for one year would increase SGF expenditures by \$18,863 (\$51.68 per day x 365 days) if housed in a state facility and \$8,902 (\$24.39 per day x 365 days) if housed in local facilities. Approximately 50% of state offenders are housed in state facilities and approximately 50% of state offenders are housed in local facilities.

To the extent an offender serves the maximum of two (2) years (associated with a 3rd or higher offense), the cost in a state facility would be \$37,726 (1 offender x \$18,863 per year x 2 years) or \$17,804 (1 offender x \$8,902 per year x 2 years) if a state offender is housed in a local facility.

To the extent offenders may be imprisoned as a result of proposed law less than a period of six months, any increase in expenditures would be at the local level.

**REVENUE EXPLANATION CONTINUED FROM PAGE 1**

Proposed law may result in other revenues resulting from proposed penalties classifying violations of proposed law as class four violations punishable as follows: fines of between \$400 to \$950 (or imprisonment for not more than 120 days, or both) for the first offense; fines of between \$750 to \$999 (and imprisonment between 90 and 180 days) for the second offense; and fines of between \$1,000 to \$5,000 (and imprisonment between 180 days and two years) for the third offense. The majority of the penalty amounts would accrue to local governments, with \$5 of each issued ticket or offense being deposited into the Statutory Dedication - Louisiana Help Our Wildlife Fund.

Senate      Dual Referral Rules      House

13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}

6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}

13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}

6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

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