

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



Fiscal Note On: **SB 152** SLS 17RS 75  
 Bill Text Version: **REENGROSSED**  
 Opp. Chamb. Action:  
 Proposed Amd.:  
 Sub. Bill For.:

<b>Date:</b> May 21, 2017 1:25 PM	<b>Author:</b> CARTER, T.
<b>Dept./Agy.:</b> LCLE/Office of Motor Vehicles	<b>Analyst:</b> Zachary Rau
<b>Subject:</b> "Needs Accommodation" Driver's License Designation	

MOTOR VEHICLES RE INCREASE GF EX See Note Page 1 of 1  
 Provides relative to identification of Special Needs Person and law enforcement training regarding mental health. (1/1/18)

Proposed law allows for the issuance of a "Needs Accommodation" driver's license or ID card upon request and with presentation of a sworn statement from a qualified medical professional licensed in Louisiana verifying the need for accommodation. Proposed law requires the Office of Motor Vehicles to promulgate rules and regulations as necessary to implement proposed law, including a designation on the credential, and a waiver of liability for the release of any medical information. Present law requires the Council on Peace Officer Standards and Training to develop a training course on law enforcement interaction with persons with mental illness and persons with developmental disabilities and provides for full implementation of the course by August 1, 2006 contingent upon funding being available. Proposed law removes the section of present law allowing for course development upon funding being available and changes the implementation date to August 1, 2018. Proposed law states that rules promulgated to implement proposed law are subject to oversight by the House and Senate committees on Transportation, Highways, and Public Works and must be implemented no later than July 1, 2018.

<b>EXPENDITURES</b>	<b>2017-18</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Agy. Self-Gen.	SEE BELOW	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>						
<b>REVENUES</b>	<b>2017-18</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**EXPENDITURE EXPLANATION**

Proposed law will increase expenditures assumed to be SGF for the LA Commission on Law Enforcement by an indeterminable amount beginning in FY 18 and in subsequent FYs associated with the development and implementation of a training course on law enforcement interactions with persons with mental illness and persons with developmental disabilities ("training course"). The statute requiring the training course, LA R.S. 40:2405.5, was enacted by Act 113 of 2005. Act 113 made the development of the training course contingent upon the availability of funding. Proposed law repeals the portion of present law allowing for the development and implementation based upon funding availability. LCLE presently does not have an estimate for the cost of the new training course, though expenditures will likely increase as a result of the course's development and implementation in FY 18 and subsequent FYs.

LCLE reports that proposed law does not clearly address whether this training program will be required by August 1, 2018 for all law enforcement officers who are POST-certified or if it is intended merely for all officers who are newly certified, or both. For reference, the LCLE reports 15,000 POST-certified officers with approximately 1,200 persons seeking certification annually. Furthermore, the timelines for when the training must be completed are similarly unclear. To the extent approximately 16,200 POST-certified officers and persons seeking POST certification must undergo the training course prior to the implementation date of August 1, 2018, expenditures would greatly increase in FY 18 and decrease in subsequent FYs. To the extent the implementation date of August 1, 2018, is the date when the new POST training course must be offered and all POST-certified officers and persons seeking POST-certification must undergo the training, without a required completion deadline, the cost may be spread among a number of FYs.

In addition, the Dept. of Public Safety, Office of Motor Vehicles (OMV) reports that proposed law will result in a one-time professional services expenditure of \$75,000 associated with the driver's license vendor making changes to the driver's license format. To the extent OMV cannot absorb this cost within its existing SGR budget authority, an additional SGF appropriation may be required.

Furthermore, OMV reports that proposed law will require approximately 170 hours of overtime associated with changes to the Unisys Mainframe that will allow for the selection and printing of the new credential designation. The total estimated overtime cost associated with proposed law is \$10,957, payable to the Office of Technology Services, who will perform the programming work on behalf of OMV. The Legislative Fiscal Office believes that any additional IT work associated with this legislation will be incremental in nature, and that the Department can potentially accomplish these tasks utilizing existing resources and budget authority. To the extent that numerous pieces of legislation are enacted that require additional programming efforts, the Department may require additional resources.

**REVENUE EXPLANATION**

There is no anticipated direct material effect on governmental revenues as a result of this measure. Proposed law explicitly states that adding the new license designation is not be subject to any additional fees.

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

*Evan Brasseaux*  
**Evan Brasseaux**  
**Staff Director**