

**LEGISLATIVE FISCAL OFFICE
Fiscal Note**



Fiscal Note On: **HB 221** HLS 18RS 607
 Bill Text Version: **ENROLLED**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: May 18, 2018 9:41 AM	Author: MACK
Dept./Agy.: Department of Public Safety/Law Enforcement	Analyst: Ryan Guidry
Subject: Submission of DNA samples by peace officers	

LAW ENFORCE/OFFICERS EN NO IMPACT See Note Page 1 of 1
 Provides relative to the requirements for submission of DNA samples by peace officers

Present law requires any peace officer with a law enforcement agency hired after August 15, 2003, to submit a sample of DNA prior to starting employment duties and requires the hiring agency to submit the DNA to the appropriate criminal laboratory for testing.
Proposed law removes the requirement to submit the DNA sample to a laboratory for testing and instead requires the agency to collect and store all biological samples.

EXPENDITURES	2018-19	2019-20	2020-21	2021-22	2022-23	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>	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	2018-19	2019-20	2020-21	2021-22	2022-23	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>	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

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

Present law requires all law enforcement agencies to collect a DNA sample from each peace officer hired after August 15, 2003, and to submit the sample to a criminal laboratory for testing. In practice, law enforcement agencies are collecting these samples, but the samples are not being submitted for testing because there is no DNA sample available for comparison.

Proposed law eliminates the requirement to submit the collected DNA sample to a criminal laboratory for testing, and instead requires the law enforcement agency to store each collected sample. Law enforcement agencies would need to store each officer's sample in an individual secure envelop and retain them in a temperature controlled (room temperature) environment. Any cost associated with the storage of the collected DNA samples would be immaterial.

REVENUE EXPLANATION

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

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