

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **SB 73** SLS 18RS 311

Bill Text Version: **ENROLLED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: May 21, 2018	8:38 AM	Author: GATTI
Dept./Agy.: Statewide		Analyst: Monique Appeaning
Subject: Creates the Fetal Organ Whistleblower Account		

CRIMINAL PROCEDURE EN SEE FISC NOTE SD RV See Note
Provides relative to the sale and transport of fetal organs. (gov sig)

Proposed law creates the Fetal Organ Whistleblower Account in the state treasury. Proposed law provides that monies deposited in the account are derived from appropriations by the legislature and any gift, grant, devise, donation, or bequest of monies or properties of any nature or description. Proposed law further provides that the funds in the account shall be used solely to pay awards to specific persons as determined by the district attorney or the attorney general and may be used to pay reasonable costs of administering the fund.

Proposed law provides for \$1,000 be paid to any person who provides evidence that results in the arrest and indictment of any other person for a violation of present law that prohibits the sale, receipt, or transport of fetal organs and body parts, notwithstanding certain exceptions.

EXPENDITURES	2018-19	2019-20	2020-21	2021-22	2022-23	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
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	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	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
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

Proposed law will likely not have a material impact on state or local expenditures. Proposed law creates the Fetal Organ Whistleblower Account in the state treasury and provides for the purpose of the account and revenue sources that can be deposited into the account. To the extent funds are deposited, proposed law allows for an award of \$1,000 to any person who provides evidence that results in the arrest and indictment of any person violating certain provisions.

Proposed law creates a new account, which will result in a marginal additional workload for the Treasury that can generally be absorbed with existing resources. However, to the extent other legislative instruments create new statutory dedications, there may be material additional costs associated with the aggregate effort to administer these funds and at some threshold the agency may require additional staff resources and incur additional SGF expenditures. Proposed law authorizes Treasury to utilize monies deposited into the account to pay reasonable costs of administration.

NOTE:

State Treasury reports that there are 389 special funds created in Treasury. The number of special funds have increased significantly since 1988. Treasury staff must perform fund accounting, fund financial reporting, banking and custodial functions for each fund.

REVENUE EXPLANATION

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

Proposed law provides for the deposit of any monies derived from appropriations by the legislature and any gift, devise, donation, or bequest of monies or properties of any nature or description. Proposed law does not provide a stable, consistent funding source, so the LFO does not anticipate a material effect on governmental revenues. To the extent that such appropriation is made by the legislature, or funding is received from another source, deposits into the account would be made accordingly.

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}

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