

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 669** HLS 22RS 691

Bill Text Version: **ENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: March 27, 2022 12:06 PM	Author: PIERRE
Dept./Agy.: Public Safety, Office of Motor Vehicles & Office of State Police	Analyst: Patrice Thomas
Subject: Background Checks for Driving Instructors, Schools, Agencies	

MTR VEHICLE/DRIVER LIC EG INCREASE SD EX See Note Page 1 of 1
Provides relative to background checks of private training or driving instructor training schools or agencies

Under proposed law, the following are required to consent to, pass, and pay the cost of a criminal history records check (background check) including fingerprints from the Department of Public Safety (DPS), Office of Motor Vehicles (OMV): (1) the principal of the third-party examiner or tester seeking a contract with OMV to administer commercial and noncommercial driving examinations; and (2) every person, whether current or prospective, engaged in the business of operating a private driving instructor training school or agency or providing driving courses who has or is seeking a contract with or license from OMV. Proposed law requires a background check for initial applications and renewals. Proposed law requires the background check to be performed by the LA Bureau of Criminal Identification and Information within the Office of State Police.

EXPENDITURES	2022-23	2023-24	2024-25	2025-26	2026-27	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total						
REVENUES	2022-23	2023-24	2024-25	2025-26	2026-27	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total						

EXPENDITURE EXPLANATION

Proposed law will increase expenditures within the Department of Public Safety, Office of State Police (OSP) from the statutorily dedicated Criminal Identification and Information Fund by indeterminable, though likely marginal amounts. The proposed law requires consent to, pass, and pay for criminal background checks by every person working in private training and driving instructor schools or agency, providing driving courses, and third-party examiner prior to contracting with or being licensed by the Office of Motor Vehicles (OMV). Criminal history records checks and fingerprinting are done by the LA Bureau of Criminal Identification and Information in State Police.

Expenditures associated with the proposed law will be offset fully or partially by fees remitted by applicants to State Police for performing services required by the proposed law. The fee is deposited into the Criminal Identification and Information Fund, which is utilized by the LA Bureau of Criminal Identification and Information to process state and federal background checks including processing fingerprints. The average cost per background check is approximately \$26.70. The average background check is based on a three-year average from FY 19 - FY 21 of actual fund expenditures totaling approximately \$7.59 M annually and an average of 284,613 background checks performed annually.

REVENUE EXPLANATION

Proposed law will increase revenues in the statutorily dedicated Criminal Identification and Information Fund by an indeterminable amount in FY 23 and subsequent fiscal years. The LA Bureau of Criminal Identification and Information within State Police would perform the background checks for a fee of \$39.25 for state and federal background checks that include fingerprinting (\$26 state background check, \$2 from federal background check, and the remaining \$11.25 to the federal government).

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
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Interim Deputy Fiscal Officer