

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



Fiscal Note On: **HB 471** HLS 22RS 253

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

<b>Date:</b> March 27, 2022 2:40 PM	<b>Author:</b> MINCEY
<b>Dept./Agy.:</b> Corrections	<b>Analyst:</b> Rebecca Robinson
<b>Subject:</b> Background checks for workers dressed in costume	

CRIMINAL/RECORDS

OR INCREASE GF EX See Note

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Provides relative to background checks for workers dressed in costume as certain characters

Proposed legislation requires background checks for anyone dressed as a character in either a public setting or a private setting where compensation is provided and substantial contact with children is required. Provides penalties for sex offenders and employers who are in violation of the law.

<b>EXPENDITURES</b>	<b>2022-23</b>	<b>2023-24</b>	<b>2024-25</b>	<b>2025-26</b>	<b>2026-27</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
<b>Annual Total</b>						

  

<b>REVENUES</b>	<b>2022-23</b>	<b>2023-24</b>	<b>2024-25</b>	<b>2025-26</b>	<b>2026-27</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	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
<b>Annual Total</b>						

**EXPENDITURE EXPLANATION**

Proposed legislation will increase expenditures for 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.

There will be an indeterminable increase in the expenditures of the Department of Public Safety & Corrections - Corrections Services (DPS&C) to the extent a sex offender is convicted for applying to work or volunteer with children in violation of the statute.

The exact fiscal impact is indeterminable, since it is unknown the number of individuals who will be convicted under the proposed statute. Any individual convicted under the proposed legislation and sentenced to the custody of DPS&C increases SGF expenditures of \$26.39 per day per offender in adult local housing and \$83.23 per day per offender in a state facility. Any offender convicted of these crimes would cost DPS&C \$9,632 annually (\$26.39 per day per offender x 365 days) per offender in adult local housing and \$30,379 annually (\$83.23 per day per offender x 365 days) per offender in a state facility. The maximum period of incarceration is 20 years. The maximum increase to the SGF would be \$192,640 per offender (\$9,632 annually per offender x 20 years) in adult local housing and \$607,580 per offender (\$30,379 annually per offender x 20 years) in a state facility.

**REVENUE EXPLANATION**

Proposed legislation 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).

There will be an indeterminable increase in local funds revenue as a result of potential fines if any person is convicted under the proposed legislation. The maximum fine is \$5,000 and the potential revenue will accrue to the local government entities.

Senate  
 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**  
**Interim Deputy Fiscal Officer**