



**LEGISLATIVE FISCAL OFFICE  
Fiscal Note**

Fiscal Note On: **HB 922** HLS 22RS 1858  
 Bill Text Version: **ORIGINAL**  
 Opp. Chamb. Action:  
 Proposed Amd.:  
 Sub. Bill For.:

<b>Date:</b> May 5, 2022 7:54 AM	<b>Author:</b> MARCELLE
<b>Dept./Agy.:</b> Law enforcement entities	<b>Analyst:</b> Rebecca Robinson
<b>Subject:</b> Collection and reporting of data	

POLICE/STATE OR +\$3,239,810 GF EX See Note Page 1 of 2  
 Provides for the collection and reporting of data

Proposed law requires the collection of data from traffic stops, bicycle stops, and pedestrian stops conducted by peace officers. Requires the Louisiana Commission on Law Enforcement (LCLE) to promulgate rules and regulations regarding the uniform collection and submission of data across all law enforcement entities. Creates the Louisiana Uniform Crime Reporting System. Requires LCLE to publish an annual report analyzing the data collected. Provides for penalties for a law enforcement entity's failure to collect or submit data. Authorizes the Attorney General to sue to collect any civil penalties imposed.

EXPENDITURES	<u>2022-23</u>	<u>2023-24</u>	<u>2024-25</u>	<u>2025-26</u>	<u>2026-27</u>	<u>5 -YEAR TOTAL</u>
State Gen. Fd.	\$3,239,810	\$1,021,468	\$1,041,498	\$1,062,335	\$1,083,981	<b>\$7,449,092</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>\$1,600,000</u>	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	<b>\$1,600,000</b>
<b>Annual Total</b>	<b>\$4,839,810</b>					<b>\$4,839,810</b>

  

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

**EXPENDITURE EXPLANATION**

There will be an increase in SGF expenditures for the Department of Public Safety & Corrections – Louisiana State Police (LSP) as a result of the proposed law. LSP recently purchased 800 e-ticket devices for patrol officers for a total price of \$313,600 (\$392/each). LSP reports their contract for the devices also includes software, subscription costs, implementation and training, hosting services, maintenance, and support at a cost of \$1.3 M annually. LSP reports these devices have the capability to capture all of the data required by the proposed law; however, the devices would need to be reprogrammed and would add additional costs to their existing contract. LSP also reports an indeterminable increase in costs to reprogram their records management system in order to capture the data recorded in the e-ticket devices (vendor quote needed). LSP reports an increase in workload for existing two Business Analytics Specialists to reconfigure and update workflows for a total overtime cost of \$10,620. LSP also reports a need for one additional position (Administrative Program Specialist) in order to create dashboards to report data to LCLE. The salary for an Administrative Program Specialist is \$58,781, with related benefits of \$12,673, for a total of \$95,524. LSP will incur additional costs for operating expenses, supplies, telephone services, and acquisitions for a total of \$4,730. There would also be a one-time cost of \$50,000 to build an interface with LCLE's system to report the required information electronically. **Total to LSP: \$160,874 + indeterminable software costs.**

There will be an increase in SGF expenditures for the Louisiana Commission on Law Enforcement (LCLE) as a result of the proposed law. LCLE reports an increased workload to analyze and compile data received from law enforcement agencies. The additional workload will require four additional positions: 1 Business Analytics Specialist (salary of \$83,335); 2 Criminal Justice Policy Planners (salary of \$62,370 each); and 1 Information Technology Liason Officer (salary of \$64,845), with combined related benefits of \$28,584, for a grand total of \$301,504. Additional annual expenses for rent, supplies, acquisitions, phone and internet service, and other office expenses would be \$18,806. There would be additional expenses of \$6,200 for travel expenses for in-state planning and preparation meetings, and \$28,000 for the development of an online training module for all patrol officers.

**[CONTINUED ON PAGE 2]**

**REVENUE EXPLANATION**

There will be an increase in revenue to the state of Louisiana to the extent any state or local law enforcement agency incurs a civil penalty of no more than \$5,000 for the intentional, substantial failure to submit data under the proposed law. The bill, as written, provides that the penalty shall be payable to the state. Note: For purposes of the fiscal note the LFO assumes any penalty will be paid to the state general fund.

**[CONTINUED ON PAGE 2]**

<u>Senate</u>	<u>Dual Referral Rules</u>	<u>House</u>
<input checked="" type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}	<input checked="" type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}	
<input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}	<input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}	

*Evan Brasseaux*  
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**Evan Brasseaux**  
 Interim Deputy Fiscal Officer



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CONTINUED EXPLANATION from page one:

[CONTINUED FROM EXPENDITURE EXPLANATION ON PAGE 1]

LCLE reports the need to expand the Louisiana Incident Based Reporting System (LIBRS) in order to meet the requirements under the proposed law, with an estimated one-time cost of \$2.7 M, and an annual cost of \$500,000 for maintenance and support in FY24 and beyond. Total to LCLE:\$3M

There will be an increase in SGF expenditures for the Attorney General's (AG) office as a result of the proposed law. The AG's office reports an increased workload in order to compile, maintain, and report the required information, crime statistics, and crime clearance rates. The additional workload will require one additional position, an Analyst, with a salary of \$43,615 and related benefits of \$25,869; as well as additional expenses for travel, supplies, operating expenses, and acquisitions of \$9,452, for a total annual expense of \$78,936. The AG's office also reports the need for a new case tracking/reporting system to be implemented to accurately compile the clearance and statistical information required. The cost is currently unknown. There may be increased SGF expenditures for the AG's office as a result of suing law enforcement agencies for the failure to report data under the proposed law. It is unknown the extent to which these actions may or may not increase the workload of the AG's office. Total to AG: \$78,936 + indeterminable software costs.

There will be an indeterminable increase in expenditures to local sheriff's departments and police departments across the state as a result of the proposed law. LCLE reports the need for local law enforcement agencies to purchase e-ticket devices for the real time data collection required by the proposed law. LCLE estimates there are approximately 3,200 - 4,200 (excluding state police) patrol officers in the state. If local law enforcement agencies purchased the same e-ticket device as LSP, the cost statewide would be approximately \$1.25M - \$1.6 M for the devices alone; with additional annual costs for software, subscription costs, implementation and training, hosting services, maintenance, and support. Total to local law enforcement: \$1.25 M - \$1.6 M + indeterminable software costs.

There will be an indeterminable increase in expenditures for state and local law enforcement agencies to the extent those law enforcement agencies intentionally fail to collect and submit data required under the proposed law. The AG may sue to collect a civil penalty, from the law enforcement agency, no greater than \$5,000 for each intentional, substantial failure to submit the data. There may also be an increase in expenditures to the extent any organization with tax-exempt status seeks injunctive relief against any law enforcement agency and succeeds, and the court orders the law enforcement agency to pay costs, attorney fees, and expert fees to the tax-exempt organization. The bill, as written, does not specify the source of the funds that would be used to pay any civil penalties, court costs, attorney fees, and expert fees.

Note: The proposed law includes an implementation schedule dependent upon the size of the law enforcement agency. Some agencies will begin on January 1, 2023, others on January 1, 2024, and the remaining on January 1, 2025. The LFO does not have the breakdown of all of the law enforcement agencies in the state and the number of peace officers within each agency; therefore, the LFO has calculated all costs assuming an effective date in FY 24. The actual costs will be spread across fiscal years according to the implementation schedule in the proposed law.

[CONTINUED REVENUE EXPLANATION FROM PAGE 1]

There may be a decrease in federal grant dollars for state or local law enforcement agencies through LCLE to the extent law enforcement agencies are non-compliant with the proposed law.

Senate Dual Referral Rules
[X] 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}
[ ] 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

House
[X] 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