

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 777** HLS 24RS 1229

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: April 24, 2024	4:43 PM	Author: DICKERSON
Dept./Agy.: Public Libraries		Analyst: Daniel Druilhet
Subject: Restriction of Public Funds - American Library Association		

LIBRARIES

OR SEE FISC NOTE LF EX

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Provides relative to the use of public funds

Proposed law prohibits any public official or employee from appropriating, allocating, reimbursing, or otherwise or in any way expending public funds to or with the American Library Association or its successor; prohibits any public employee from requesting or receiving reimbursement or remuneration in any form for continuing education or for attending a conference if the continuing education or conference was sponsored or conducted, in whole or in part, by the American Library Association or its successor; assesses a fine of no more than \$1,000, or imprisonment for no more than 2 years, with or without hard labor, or both, for violation of the law.

EXPENDITURES	2024-25	2025-26	2026-27	2027-28	2028-29	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	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Annual Total						
REVENUES	2024-25	2025-26	2026-27	2027-28	2028-29	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Annual Total						

EXPENDITURE EXPLANATION

The proposed legislation will result in an indeterminable decrease in Local Funds expenditures in public library systems, an indeterminable decrease in SGF expenditures in the State Library of Louisiana, and may result in an indeterminable increase in SGF expenditures in the Department of Public Safety & Corrections - Corrections Services (DPS&C-CS).

Public Library Systems

Proposed law will result in an indeterminable decrease in Local Funds expenditures to public library systems associated with purchases for books, publications, conferences, continuing education, membership recruiting, and a digital literacy database and platform provided by the American Library Association. There are currently 68 public library systems within the state, and the average amount expended by public library systems with the American Library Association on books, publications, conferences and continuing education, membership, recruiting, and a digital literacy database and platform provided by the American Library Association is approximately \$7,531. Parish library systems report annual expenditures with the American Library Association of as little as \$150 to as much as \$160,127.

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REVENUE EXPLANATION

The proposed legislation will result in an indeterminable decrease in Local revenues in public library systems and an indeterminable decrease in Self-Generated Revenue in the State Library of Louisiana, and may result in an indeterminable increase in local revenues to local governing authorities.

Proposed law will result in an indeterminable decrease in Local revenues to public library systems associated with grant funding received by public library systems from the American Library Association annually. Parish library systems report receiving an annual average of \$4,266 in revenues from grants received from the American Library Association for disaster relief, as well as receiving traveling exhibits and materials and program resources to support the exhibits. Parish library systems report annual revenues received from the American Library Association of as little as \$500 to as much as \$45,000.

Note: Thus far, 32 of the 68 public library systems report total annual revenues received from the American Library Association of \$136,500. The LFO is working with the State Library of Louisiana to gather information from the other 36 public library systems within the state regarding annual revenues received from the American Library Association, and this information will be provided as it becomes available.

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- 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}


Patrice Thomas
Deputy Fiscal Officer

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CONTINUED EXPLANATION from page one:

[CONTINUED FROM PAGE 1 - EXPENDITURE EXPLANATION]

Note: Thus far, 32 of the 68 public library systems report total annual expenditures with the American Library Association of \$241,004. The LFO is working with the State Library of Louisiana to gather information from the other 36 public library systems within the state regarding annual expenditures with the American Library Association, and this information will be provided as it becomes available.

State Library of Louisiana

Proposed law will result in an indeterminable decrease in SGF expenditures in the State Library of Louisiana. The State Library of Louisiana incurs annual average expenditures of approximately \$7,300 associated with purchases of books and publications, annual membership fees, and conference travel with the American Library Association.

Department of Public Safety & Corrections - Corrections Services

Proposed law may result in an indeterminable increase in SGF expenditures in the Department of Public Safety & Corrections - Corrections Services, if a person is convicted of appropriating, allocating, reimbursing, or expending public funds to or with the American Library Association or requesting or receiving reimbursement or remuneration for continuing education or for attending a conference sponsored or conducted, in whole, or in part, by the American Library Association. Proposed law is a relative felony, and any impact on either state or local expenditures is contingent on whether offenders sustain either misdemeanor or felony-grade convictions for its violation. The exact fiscal impact of the passage of this legislation to state or local governing authorities is indeterminable, since it is not known how many people will be convicted, the number of felony or misdemeanor convictions for violation of the proposed law that will occur, nor the length of the sentences assessed as a result of its potential enactment.

To the extent that offenders sustain a felony-grade conviction for violation of the proposed law, DPS&C-CS will sustain an indeterminable increase in expenditures at the local level. DPS&C-CS advises that impacts on offender populations are anticipated to impact the number of offenders held in local facilities, and that in managing its offender population, it seeks to fill all beds in state facilities first, then assigns overflow offenders to local facilities. For those convicted, sentenced, and then subsequently housed in a local facility, DPS&C-CS will sustain expenditures of \$26.39 per offender per day. For those housed in state facilities, DPS&C-CS will sustain expenditures of \$107.60 per offender per day.

To the extent that offenders sustain a misdemeanor conviction for violation of the proposed law, local governing authorities will sustain Local Funds expenditures. The exact fiscal impact of the passage of this legislation to local governing authorities is indeterminable, since it is not known how many people will be convicted and incarcerated in local facilities, nor the length of the sentences assessed with those convictions as a result of its potential enactment. The maximum imprisonment term is no more than two years at the local level.

[CONTINUED FROM PAGE 1 - REVENUE EXPLANATION]

Proposed law will result in an indeterminable decrease in Self Generated Revenue in the State Library of Louisiana. The State Library provides accreditation training developed through the American Library Association to library support staff and receives approximately \$12,000 in grant funding from the American Library Association to do so. Proposed law's provision prohibiting the receipt of remuneration in any form for continuing education from the American Library Association would prevent the State Library from receiving grant funding for accreditation training that it provides for its library staff.

Note: The LFO presumes that the proposed law will impact libraries within higher education systems and institutions, and the office is working with state universities to determine that impact. That information will be provided as it becomes available.

Department of Public Safety & Corrections - Corrections Services

Proposed law may result in an indeterminable increase in local revenues as a result of convictions of appropriating, allocating, reimbursing, or expending public funds to or with the American Library Association or requesting or receiving reimbursement or remuneration for continuing education or for attending a conference sponsored or conducted, in whole, or in part, by the American Library Association. The exact fiscal impact of the passage of this legislation on local revenue is indeterminable because the fines imposed on those convicted are optional, and the amount of the fines, if imposed, may vary. The potential revenue will accrue to the local governing authority.

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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