
DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 661 Original

2016 Regular Session

Hunter

Abstract: Increases the penalties for employers who hire aliens unlawfully present in the United States.

Present law prohibits employers from employing, hiring, recruiting, or referring, for public or private employment, an alien not authorized to reside or work in the United States.

Present law provides a procedure for the verification of work authorization status of employees.

Present law provides criminal penalties for violations.

Proposed law increases the criminal penalties set forth in present law as follows:

- (1) Upon a first offense, from a fine of not more than \$500 to a fine of not more than \$25,000 and a one year suspension of the employer's license to do business in the state.
- (2) Upon a second offense, from a fine of not more than \$350 per illegal alien employed to a fine of up to \$50,000 per illegal alien employed and a suspension of the employer's license to do business in the state for five years.
- (3) Upon a third or subsequent offense, from a fine between \$500 and \$2,000 for each illegal alien employed to a fine of \$75,000 each alien employed and a permanent revocation of the employer's license to do business in the state.

Proposed law provides that the business license of an employer who is guilty of employing illegal aliens shall be suspended or revoked by the licensing authority when the prosecutor sends a judgment that indicates the ruling of the court to the licensing authority ordering the suspension or revocation.

Proposed law provides that the executive director of LWC shall assess civil fines and inform licensing authorities of the appropriate suspension or revocation, upon violation of this Chapter.

Present law provides civil penalties for violations.

Proposed law increases the civil penalties set forth in present law as follows:

- (1) Upon a first offense, from a fine of not more than \$500 to a fine of not more than

\$25,000 and a one year suspension of the employer's license to do business in the state.

- (2) Upon a second offense, from a fine of not more than \$1,000 per illegal alien employed to a fine of up to \$50,000 per illegal alien employed and a suspension of the employer's license to do business in the state for five years. Present law does not apply to any health care facility or entity licensed by DHH.
- (3) Upon a third or subsequent offense, from a suspension of the violator's permit or license to do business in the state between 30 days and 6 months, and a fine of not more than \$2,500 for each illegal alien employed to a fine of \$75,000 for each alien employed and a permanent revocation of the employer's license to do business in the state. Present law does not apply to any health care facility or entity licensed by DHH.

(Amends R.S. 23:993 and 995(D))