

**LEGISLATIVE FISCAL OFFICE**

**Fiscal Note**



Fiscal Note On: **SB 276** SLS 16RS 519

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

<b>Date:</b> April 5, 2016 6:22 PM	<b>Author:</b> MIZELL
<b>Dept./Agy.:</b> Culture, Recreation and Tourism	<b>Analyst:</b> Monique Appeaning
<b>Subject:</b> Louisiana Heritage Protection Commission	

HISTORIC PRESERVATION

OR SEE FISC NOTE GF EX

Page 1 of 1

Creates for the Louisiana Heritage Protection Commission. (gov sig)

Proposed law creates the Louisiana Heritage Protection Commission within the Department of Culture, Recreation and Tourism.

<b>EXPENDITURES</b>	<b>2016-17</b>	<b>2017-18</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>5 -YEAR TOTAL</b>
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	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>						
<b>REVENUES</b>	<b>2016-17</b>	<b>2017-18</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</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	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**EXPENDITURE EXPLANATION**

The proposed law will result in at least a nominal increase in SGF expenditures as a result of activities associated with the newly created Louisiana Heritage Protection Commission. Proposed law provides that the Commission shall have seven members who each serve a four-year term. The composition of the Commission is: the secretary of the Department of Culture, Recreation and Tourism; three members appointed by the Senate (1st, 2nd and 3rd congressional districts); three members appointed by the speaker of the House (4th, 5th and 6th congressional districts). The Commission shall be subject to the open meetings laws and shall maintain records for all proceedings which the LFO believes will create a nominal costs. The members of the Commission shall serve without compensation.

The Department of Culture, Recreation and Tourism (CRT) reports that due to budget cuts and staff reductions, it does not have the current capacity to carry out the duties in the proposed law nor to defend the numerous lawsuits that would result from the Commission's decisions. CRT further reports that three new T.O. positions would be required to administer the duties of the Commission. New staff would require office space, computers and supplies and would need an appropriate travel budget to conduct site visits, hold hearings, and participate in any litigation resulting from the Commission's decisions. CRT states that the SGF expenditures include salaries and related benefits for the three positions at \$240,292 (Attorney 4 - \$116,002, Paralegal - \$62,145 and Architectural Historian - \$62,145), operating costs at \$15,853, other charges at \$6,659 and acquisitions/equipment at \$25,900. The total FY 17 SGF reported by CRT is \$288,704. The reported expenditures fall to \$263,216 in subsequent fiscal years.

The LFO is unable to corroborate CRTs outlined expenditure estimates. Any legal action that may arise as a result of actions or decisions by the Commission is indeterminable. The Office of the Attorney General (AG) has broad powers to represent the state in any civil action and could potentially provide some or all necessary legal services. Though representation by the AG would create an expenditure impact, such activity may not require additional full time T.O. positions to attend to the needs of the Commission. The LFO believes the requirements of proposed law may be achievable at a substantially lower cost compared to those provided by CRT, but acknowledges the full impact is unknown and additional resources may be required.

**REVENUE EXPLANATION**

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate Dual Referral Rules House

13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}

6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}

13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}

6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

*Evan Brasseaux*

**Evan Brasseaux**  
Staff Director