

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 176** HLS 16RS 713

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.: **w/ PROP HSE COMM AMD**

Sub. Bill For.:

Date: May 2, 2016	5:30 PM	Author: HODGES
Dept./Agy.: Public Safety/Office of State Police		Analyst: Zachary Rau
Subject: Temporary Concealed Handgun Permits		

WEAPONS/FIREARMS

OR INCREASE SD RV See Note

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Authorizes persons obtaining a protective order to carry a concealed handgun without a permit for a limited period of time

Proposed law allows persons who are under protective order or a permanent injunction to bring about the cessation of violence to apply for a temporary concealed handgun permit with the Dept. of Public Safety (DPS). Proposed law provides that persons applying for a temporary concealed handgun permit must meet the requirements for the issuance of a concealed handgun permit in present law except for the training requirement outlined in present law. Proposed law assesses a \$25 fee for the temporary concealed handgun permit that will be applicable to permanent concealed handgun permit fees once the applicant completes the required training outlined in present law. Proposed law establishes terms of the temporary concealed handgun permit. Proposed law establishes a civil penalty of up to \$500 if persons holding a concealed handgun using a temporary permit are not carrying a copy of the injunction or protective order. Proposed law allows the Office of State Police to promulgate rules to implement provisions associated with the issuance of temporary concealed handgun permits.

EXPENDITURES	2016-17	2017-18	2018-19	2019-20	2020-21	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total						
REVENUES	2016-17	2017-18	2018-19	2019-20	2020-21	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Annual Total						

EXPENDITURE EXPLANATION

Proposed law will increase expenditures for the Dept. of Public Safety, Office of State Police (OSP) from the statutorily dedicated Concealed Handgun Permit Fund by an indeterminable amount. This bill allows persons under a permanent injunction or protective order to cease abuse to obtain a temporary concealed handgun permit for a period of up to 45 days. OSP's Concealed Handgun Permit Unit will incur costs associated with processing the temporary concealed handgun permits to the extent eligible persons apply for them.

For reference, the Dept. of Public Safety reports that 19,000 protective orders were issued in 2015. The Legislative Fiscal Office assumes a fraction of the persons eligible for the temporary concealed handgun permits will apply for them, and that the Concealed Handgun Permit Unit will be able to absorb cost increases associated with proposed law utilizing existing resources and personnel. However, to the extent a greater proportion of eligible persons apply for the temporary concealed handgun permits, the department may require additional resources and personnel.

DPS reports that the proposed legislation will require 400 hours of IT work with an associated cost of \$22,319, assumed to be SGF. The IT work consists of updating the Concealed Handguns system to provide for the temporary permits. The Legislative Fiscal Office believes that any additional IT work associated with this legislation will be incremental in nature, and that the Department can potentially accomplish these tasks utilizing existing resources and budget authority. To the extent that numerous pieces of legislation are enacted that require additional programming efforts, the Department may require additional resources.

REVENUE EXPLANATION

Proposed law will increase revenues for the statutorily dedicated Concealed Handgun Permit Fund by an indeterminable amount. This bill assesses a \$25 fee on persons seeking a temporary concealed handgun permit lasting for a period of 45 days if they are currently under a protective order or a permanent injunction to bring about cessation of abuse. Persons seeking a temporary concealed handgun permit will be assessed a \$25 fee for the temporary permit. The permit will expire after 45 days or upon issuance of a permanent concealed handgun permit by the Dept. of Public Safety & Corrections prior to the end of the 45-day period. To the extent eligible persons complete the training requirement for a permanent concealed handgun permit outlined in LA R.S. 40:1379.3(D), the \$25 fee for the temporary permit shall be applied to the required fees for a permanent concealed handgun permit. Currently fees for a 5-year concealed handgun permit total \$125, while fees for a lifetime permit total \$500. Because the number of temporary permits being issued and the number of temporary permits being converted into full concealed handgun permits is unknown, the exact revenue increase is indeterminable.

Proposed law may increase revenues for local governing authorities by an indeterminable amount. This bill creates a civil penalty of up to \$500 for persons carrying a concealed handgun while holding a temporary permit if they are not also carrying a copy of the permanent injunction or protective order. Revenues from the civil penalty will accrue to local governing authorities.

Senate Dual Referral Rules House

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| <input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} | <input 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

Evan Brasseaux
Staff Director