

## **Department of Planning and Budget**

### **2014 Fiscal Impact Statement**

**1. Bill Number:** HB1073

<b>House of Origin</b>	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
<b>Second House</b>	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

**2. Patron:** Loupassi

**3. Committee:** Courts of Justice Pending

**4. Title:** Unauthorized dissemination, etc., of criminal history record information; civil action.

**5. Summary:** The proposed legislation creates a civil action against any person who disseminates, publishes, maintains, or causes to be disseminated, published, or maintained any criminal history record information pertaining to an individual's charge or arrest for a criminal offense more than 120 days after confirmation by the State Police to the individual that such information has been expunged. Such person will be liable to the person who is the subject of the information for actual damages or \$500, whichever is greater, in addition to reasonable attorney fees and costs. A person is not liable, however, if the dissemination, publication, or maintenance of such information was not prohibited at the time of such action.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** Tentative. See Item 8.

**8. Fiscal Implications:** The proposal would have no material fiscal impact on the Department of State Police.

**9. Specific Agency or Political Subdivisions Affected:** Department of State Police.

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.

**Date:** 1/23/2014-HB1073.doc (LAJ)