

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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FISCAL IMPACT STATEMENT

LS 6163

BILL NUMBER: HB 1206

NOTE PREPARED: Oct 20, 2020

BILL AMENDED:

SUBJECT: Court Fees for the Law Enforcement Academy.

FIRST AUTHOR: Rep. Mayfield

BILL STATUS: As Introduced

FIRST SPONSOR:

FUNDS AFFECTED: GENERAL
 DEDICATED
 FEDERAL

IMPACT: State

Summary of Legislation: The bill creates a new court fee of \$2 per case that applies to criminal, pretrial diversion, infraction, and ordinance violation actions. It provides that the fee is dedicated to supporting the Law Enforcement Academy Fund. It also makes conforming amendments.

Effective Date: July 1, 2021.

Explanation of State Expenditures:

Explanation of State Revenues: The Law Enforcement Academy Fund Fee is estimated to yield new revenue ranging between \$555,576 and \$789,397. The bill requires the clerk of the circuit court to semi-annually deposit 100% of the revenue collected into the Law Enforcement Academy Fund.

The bill provides that the Law Enforcement Academy Fund Fee is collected from anyone convicted of a felony or misdemeanor, found to have committed an infraction or ordinance violation, or required to pay a pretrial diversion fee. Since the statutory language is identical to the DNA Sample Processing Fee, the revenue history between FY 2016 and 2020 was used to estimate the new revenue.

In FY 2020, the Law Enforcement Academy Fund received \$1.19 M from revenue deposited in the state General Fund. [Under IC 33-37-7-9, a transfer of \$9,492,023 is made twice during the year from court fees. The bill would increase the bi-annual payment to the Law Enforcement Academy Fund.]

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Office of Judicial Administration, Indiana Supreme Court.

Local Agencies Affected: Trial, city and town courts.

Information Sources: Legislative Services Agency, *Indiana Handbook of Taxes, Revenues, and Appropriations*, FY 2020.

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