

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

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FISCAL IMPACT STATEMENT

LS 7263

BILL NUMBER: HB 1485

NOTE PREPARED: Mar 15, 2021

BILL AMENDED: Feb 11, 2021

SUBJECT: Voting Matters.

FIRST AUTHOR: Rep. Wesco

FIRST SPONSOR: Sen. Walker G

BILL STATUS: CR Adopted - 2nd House

FUNDS AFFECTED: GENERAL
 DEDICATED
 FEDERAL

IMPACT: State & Local

Summary of Legislation: *Various Election Matters*– The bill defines "breach of peace" and "law enforcement officer" for purposes of election law. The bill includes an identification document issued by a Native American Indian tribe or band for purposes of proof of identification. The bill specifies to whom a watcher must report any violation of election laws. The bill requires the prior consent of an inspector for a watcher to object to any other precinct election officer concerning an alleged violation of election laws and allows for the removal of the watcher and revocation of credentials for a violation.

Electioneering– The bill amends the definition of "electioneering" and adds language prohibiting making verbal statements, displaying certain written statements, or the display of support for the approval or defeat of a public question and electioneering before election day in specified locations.

Effective Date: July 1, 2021.

Explanation of State Expenditures:

Explanation of State Revenues: *Electioneering*– The changes to the electioneering definition could slightly change the number of cases of electioneering charged in future years. However, it is not likely to significantly impact the number of cases. Misdemeanor fines are placed in the Common School Fund and the state's share of court fees are placed in the state General Fund. The maximum fine for a Class A misdemeanor is \$5,000.

Explanation of Local Expenditures: *Various Election Matters*– Additional administrative action may occur by election officials county election boards regarding removal of watchers. It is likely county election boards would be able to be conduct any votes to remove watchers within existing resources.

Electioneering– County jail populations would likely be minimally impacted by the proposed changes to the electioneering definition within the bill.

Explanation of Local Revenues: *Electioneering*– This provision would likely minimally impact court fee revenue that local governments would receive from Class A misdemeanor cases.

State Agencies Affected:

Local Agencies Affected: Trial courts, local law enforcement agencies, election officers, county governing bodies.

Information Sources:

Fiscal Analyst: Chris Baker, 317-232-9851.