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## FISCAL IMPACT REPORT

ORIGINAL DATE 02/23/11

SPONSOR Wallace LAST UPDATED \_\_\_\_\_ HB 462

SHORT TITLE Private Investigation Board Sunset Date SB \_\_\_\_\_

ANALYST Sanchez, C.

### APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY11	FY12		
	NFI		

(Parenthesis ( ) Indicate Expenditure Decreases)

### REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Non-Rec	Fund Affected
FY11	FY12	FY13		
\$441.7	\$249.8	\$419.7	Recurring	Board Fund

(Parenthesis ( ) Indicate Revenue Decreases)

### SOURCES OF INFORMATION

LFC Files

#### Responses Received From

Attorney General's Office (AGO)

Regulation and Licensing Department (RLD)

### SUMMARY

#### Synopsis of Bill

House Bill 462 extends the Sunset Dates of the Private Investigations Advisory Board from 2012 to 2018.

### FISCAL IMPLICATIONS

This board is self-sustaining. FY12 figures are estimated, based on an average of the revenue generated for the past three years.

**SIGNIFICANT ISSUES**

The purpose of the Private Investigations Act is to regulate Private Investigators, Private Investigations Managers, Private Investigation Companies, Private Patrol Operators, Private Patrol Operations Managers, Security Guards and Polygraph Examiners by protecting life, property and preventing and reducing crimes against the public. The Board is an advisory Board, which adopts and enforces the rules and regulations necessary to carry out the provisions of the Private Investigations Act, including establishing professional ethical standards.

Several members of the legislature have expressed concerns regarding dozens of security companies operating without a license. This means all of the employees these illegal companies hire are not subject to the criminal background checks and training required by state law. According to RLD, The Private Investigators and Polygraphers Board has struggled to eliminate unlicensed activity due to its small staff. RLD recommends the legislature consider increasing the Private Investigators Board's staff.

**PERFORMANCE IMPLICATIONS**

According to RLD, only individuals who meet and maintain minimum standards of competence and conduct may engage in the practice of these professions. In order to meet the goals of these Acts, RLD—Boards and Commissions has high performance standards for its employees, most notably including excellent customer service for licensees and members of the public.

**ADMINISTRATIVE IMPLICATIONS**

Should the Private Investigators and Polygraphers Board not be continued, administrative duties for the maintenance of the board would cease.

**CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

HB 106 (Sunset Bill)

**WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

The Private Investigators and Polygraphers Board would sunset July 1, 2011 and terminate June 30, 2012. Their oversight would either cease, or would need to be reassigned elsewhere.

CS/mew