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## FISCAL IMPACT REPORT

SPONSOR Rehm/Rodella/  
Powdrell-Culbert ORIGINAL DATE 2/7/18  
LAST UPDATED \_\_\_\_\_ HB 294

SHORT TITLE Fingerprints Resubmission for Concealed Carry SB \_\_\_\_\_

ANALYST Sánchez

### ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY18	FY19	FY20	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
<b>Total</b>		None	None	None	None	

(Parenthesis ( ) Indicate Expenditure Decreases)

Relates to HB292 and HB293

#### SOURCES OF INFORMATION

LFC Files

#### Responses Received From

Administrative Office of the Courts (AOC)

Department of Public Safety (DPS)

#### SUMMARY

##### Synopsis of Bill

House Bill 294 proposes to amend the Concealed Handgun Carry Act so that the Department of Public Safety does not require an already a person licensed to carry a concealed handgun to be fingerprinted again; however the licensee will be subject to a background investigation

#### FISCAL IMPLICATIONS

The Department of Public Safety (DPS) charges \$75 for a concealed carry license renewal of which \$44 is for processing fingerprints and \$31 is retained by the department for administering the program. A license is valid for four years from date of issue. DPS does not require re-fingerprinting for renewals. At the end of 2016, New Mexico had 81,588 active concealed carry licenses, up 20 thousand since 2014.

#### SIGNIFICANT ISSUES

DPS requires submission of fingerprints as part of the initial license application but does not

require a licensee to resubmit to fingerprinting to renew the license if their fingerprints were captured electronically when they applied for their initial license. Through Rap Back services the DPS retains the electronic fingerprints and eliminates the need for repeated background checks on a person from the same applicant. The Rap Back provides on-going status notifications of any criminal history reported to the FBI after the initial processing.

The FBI's Next Generation Identification Program includes the "Rap Back" service to provide law enforcement agencies, at their request, ongoing alerts on specific individuals. The Rap Back service allows authorized agencies to receive notification of activity on individuals who hold positions of trust (e.g. school teachers, daycare workers) or who are under criminal justice supervision or investigation, thus eliminating the need for repeated background checks on a person from the same applicant agency. Prior to the deployment of Rap Back, the national criminal history background check system provided a one-time snapshot view of an individual's criminal history status. With Rap Back, authorized agencies can receive on-going status notifications of any criminal history reported to the FBI after the initial processing and retention of criminal or civil transactions. By using fingerprint identification to identify persons arrested and prosecuted for crimes, Rap Back provides a nationwide notice to both criminal justice and noncriminal justice authorities regarding subsequent actions.

**CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

Relates to:

House Bill 292 Ban on Fingerprint for License Resubmissions  
House Bill 293 Fingerprints Not Required for License Renewal

ABS/al