

Fiscal Estimate Narratives

DOR 10/30/2015

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|---|------------------|---------------------|----------------|---------------|-----------------|
| LRB Number | 15-2842/4 | Introduction Number | AB-0450 | Estimate Type | Original |
| Description Prohibiting local ordinances, resolutions, and policies that prohibit immigration status inquiries and reports to, and cooperation with, other units of government about the presence of illegal aliens, authorizing certain elective officeholders to commence an enforcement action, and providing a reduction in shared revenue payments | | | | | |

Assumptions Used in Arriving at Fiscal Estimate

Under Assembly Bill 450, a political subdivision may not enact an ordinance, adopt a resolution, or establish a policy preventing an employee of the political subdivision from inquiring about an individual's immigration status who was lawfully detained or arrested. The bill also prohibits ordinances, resolutions, or policies that prevent a political subdivision employee from cooperating with Federal or other immigration enforcement officials. The bill specifies that any ordinances, resolutions, or policies inconsistent with the bill do not apply and may not be enforced.

The attorney general, the district attorney, or sheriff with appropriate jurisdiction may file a writ of mandamus with the circuit court for the county where the alleged non-compliance occurred. If the court finds a political subdivision noncompliant, then the Department of Revenue must reduce shared revenue payments in the following year by an amount for each day after the filing action.

The bill outlines shared revenue reductions based a political subdivision's population: less than 10,000 in population, \$500 each day; 10,000 through 100,000 in population, \$1,000 each day, 100,000 through 250,000 in population, \$2,000 each day; 250,000 or more in population, \$5,000 each day.

The Department cannot reasonably estimate a shared revenue reduction without a court first finding a political subdivision noncompliant. The Department can illustrate the shared revenue reductions for political subdivisions found noncompliant by a court for 90 days:

0 – 10,000 in population (\$500 each day)-----\$45,000
10,000-100,000 in population (\$1,000 each day)-----\$90,000
100,000-250,000 in population (\$2,000 each day)-----\$180,000
250,000 or more in population (\$5,000 each day)-----\$450,000

Long-Range Fiscal Implications