

Department of Planning and Budget

2022 Fiscal Impact Statement

1. **Bill Number:** SB409

House of Origin ☐ Introduced ☐ Substitute ☒ Engrossed
Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. **Patron:** Morrissey

3. **Committee:** Passed Senate

4. **Title:** Department of Professional and Occupational Regulation; effect of criminal convictions.

5. **Summary:** Provides for consideration of certain factors to be made by any regulatory board prior to denying an application for licensure, certification, or registration where such denial was made in whole or in part upon the existence of the applicant's criminal record. Beginning July 1, 2025, the Board of Bar Examiners, the Department of Health Professions, and the Department of Professional and Occupational Regulation is required to include certain data related to the criminal history of applicants to each agency's boards in its biennial report. The bill contains technical amendments.

6. **Budget Amendment Necessary:** No

7. **Fiscal Impact Estimates:** Preliminary

7a. Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2026	\$60,529	-	09222
2027	\$53,529	-	09222
2028	\$53,529	-	09222
2029	\$53,529	-	09222

8. **Fiscal Implications:** This bill increases the administrative responsibilities of the Department of Professional and Occupational Regulation (DPOR) by requiring the compilation and reporting of criminal history data for all regulatory boards within DPOR. DPOR estimates that one additional part time employee will be needed to compile the data, beginning in FY 2026. Based on current pay scales within the Department, the staff cost is estimated at \$38,754 annually. Additionally, the Department projects administrative and support one-time costs of \$7,000 and annual costs of \$14,775.

Impact estimates from the Board of Bar Examiners and Department of Health Professions are not yet available.

9. Specific Agency or Political Subdivisions Affected: Department of Professional and Occupational Regulation, Board of Bar Examiners, Department of Health Professions

10. Technical Amendment Necessary: No

11. Other Comments: HB 282, as introduced, also provides similar considerations regarding criminal records and requires data in biennial reports.