HOUSE COMMITTEE ON APPROPRIATIONS

FISCAL NOTE

HOUSE BILL NO. 2525 **PRINTERS NO**. 2979 **PRIME SPONSOR**: Kaufer

COST / (SAVINGS)

FUND	FY 2021/22	FY 2022/23
General Fund	**$0**	**See Fiscal Impact**

SUMMARY: House Bill 2525 amends the Crimes Code concerning a crime victim right of access to criminal history investigative information. It would take effect in 120 days.

ANALYSIS: House Bill 2525 adds a new subchapter to the Criminal History Record Information Act (CHRIA) portion of the Crimes Code. It creates a procedure by which a party may obtain criminal history investigative information from a criminal justice agency for use in a civil action relating to a crime, including provisions relating to the denial of requests, judicial review, and other miscellaneous provisions. Requests for information using this procedure must be sufficiently specific to enable the criminal justice agency to ascertain which information is being requested.

Under the CHRIA a criminal justice agency is considered any court, including the minor judiciary, with criminal jurisdiction or any other governmental agency, or subunit thereof, created by statute or by the State or Federal constitutions, specifically authorized to perform as its principal function the administration of criminal justice, and which allocates a substantial portion of its annual budget to such function. Criminal justice agencies include, but are not limited to: organized State and municipal police departments, local detention facilities, county, regional and State correctional facilities, probation agencies, district or prosecuting attorneys, parole boards, pardon boards, the facilities and administrative offices of the Department of Human Services that provide care, guidance and control to adjudicated delinquents, and such agencies or subunits thereof, as are declared by the Attorney General to be criminal justice agencies as determined by a review of applicable statutes and the State and Federal Constitutions or both. House Bill 2525 permits these agencies to impose reasonable fees for the costs they incur to comply with the requests made under this legislation.

FISCAL IMPACT: Enactment of this legislation could have a fiscal impact on the criminal justice agencies that must respond to the information requests it allows. However, the legislation also permits these agencies to impose reasonable fees to offset the costs they incur to comply with these requests.

PREPARED BY: Jeff Miller
House Appropriations Committee (R)

DATE: April 26, 2022

Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.