

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 6** HLS 25RS 250

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: April 3, 2025	10:23 AM	Author: JACKSON
Dept./Agy.: Corrections and Sheriffs		Analyst: Daniel Druilhet
Subject: Misappropriation of Funds and Payment of Utility Services		

CRIME/THEFT

OR SEE FISC NOTE GF EX

Page 1 of 1

Creates the crime of misappropriation of funds in connection with the payment of utility services

Proposed law creates the crime of misappropriation of funds associated with the payment of utility services; prohibits any person receiving money or payment in accordance with a lease contract or rental agreement to pay utility services to knowingly fail to apply the money or payment as necessary to satisfy the amount owed for the utility services; assesses a sentence of imprisonment at hard labor for no more than 10 years, a fine of no more than \$100,000, or both for those convicted; orders those convicted to make full restitution to the victim and any other person who has suffered a financial loss as a result of the offender's conduct; makes any property used or intended to be used to commit or facilitate the commission of misappropriating funds associated with the payment of utility services subject to seizure or forfeiture proceedings; provides that for indigent offenders, a court shall order a periodic payment plan of restitution consistent with a person's financial ability.

EXPENDITURES	2025-26	2026-27	2027-28	2028-29	2029-30	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW					
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total						
REVENUES	2025-26	2026-27	2027-28	2028-29	2029-30	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	SEE BELOW					
Annual Total						

EXPENDITURE EXPLANATION

Proposed law may result in an indeterminable increase in SGF expenditures in the Department of Public Safety & Corrections-Corrections Services (DPS&C-CS), to the extent that a person is convicted of misappropriation of funds associated with the payment of utility services. The exact fiscal impact of the passage of this legislation is indeterminable, since it creates a new crime, and it is not known how many people will be convicted nor the length of the sentences assessed with those convictions as a result of its potential enactment.

For those convicted, sentenced, and then subsequently housed in a state facility, DPS&C-CS will sustain expenditures of \$107.60 per offender per day. For those convicted, sentenced, and then subsequently housed in a local facility, DPS&C-CS will sustain expenditures of \$26.39 per offender per day. DPS&C-CS advises that impacts on offender populations are anticipated to impact the number of offenders held in local facilities, and that in managing its offender population, it seeks to fill all beds in state facilities first, then assigns overflow offenders to local facilities.

REVENUE EXPLANATION

Proposed law may result in an indeterminable increase in local revenues as a result of convictions of misappropriation of funds associated with the payment of utility services. The exact fiscal impact of the passage of this legislation on local revenue is indeterminable, as the fines that would be imposed on those convicted are optional, and the amount in fines that may be imposed may vary. The potential revenue will accrue to the local governing authority.

Senate

Dual Referral Rules

House

13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}

6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}

13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Patrice Thomas
Deputy Fiscal Officer