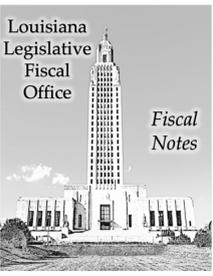


LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 14** HLS 25RS 373
 Bill Text Version: **ENGROSSED**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

| | | |
|--|---------|---------------------------------|
| Date: April 29, 2025 | 5:10 PM | Author: COX |
| Dept./Agy.: Corrections and Sheriffs | | Analyst: Daniel Druilhet |
| Subject: Homicide Involving Cruelty to Persons with Infirmities | | |

CRIME/HOMICIDE EG SEE FISC NOTE GF EX Page 1 of 1
 Provides relative to homicide when the victim is a person with infirmities

Current law provides that first degree murder occurs when an offender has a specific intent to kill or inflict great bodily harm and is engaged in the perpetration or attempted perpetration of specific crimes; provides that second degree murder occurs when an offender kills a human being and is engaged in the perpetration or attempted perpetration of certain crimes, even without the intent to kill or inflict great bodily harm. Proposed law adds cruelty to persons with infirmities to the list of crimes which, when committed during a homicide, results in first or second degree murder.

| 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 | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Annual Total | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |

EXPENDITURE EXPLANATION

Proposed law may result in an indeterminable increase in SGF expenditures in the Department of Public Safety and Corrections – Corrections Services (DPS&C – CS) if a person is convicted of first degree murder or second degree murder while engaged in the commission of cruelty to persons with infirmities. Proposed law has the effect of expanding the circumstances under which violations of current law can occur. The exact fiscal impact of the passage of this legislation to state and local governing authorities is indeterminable, since it is not known how many people will be convicted, nor the length of the sentences assessed 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 in managing its offender population, it seeks to fill all beds in state facilities first, then assigns overflow offenders to local facilities.

Note: The sentences imposed for first degree murder can include capital punishment or life imprisonment at hard labor without the benefit of parole, probation, or suspension of sentence, while the sentence for second degree murder is life imprisonment at hard labor without the benefit of parole, probation, or suspension of sentence.

For informational purposes, DPS&C reports an average of 20 admissions in the past three years with an average sentence length of 3.8 years for those convicted of cruelty to persons with infirmities.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate Dual Referral Rules
 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

House
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Patrice Thomas
 Deputy Fiscal Officer