

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 162** HLS 17RS 859

Bill Text Version: **ENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: April 24, 2017	12:38 PM	Author: SHADOIN
Dept./Agy.: Corrections		Analyst: Monique Appeaning
Subject: Filing of a False Lien Against State Officers and Employees		

CRIME/FELONIES EG SEE FISC NOTE GF EX See Note
Prohibits the filing of a false lien against state officers and state employees

Proposed law amends and reenacts R.S. 14:133.6(A) and (C) and enacts R.S. 14:133.6(B)(3) and (4), relative to the crime of filing a false lien. It also amends the crime of filing a false lien against a law enforcement officer or court officer to apply to state officers and state employees, provides for definitions, provides for criminal penalties and provides for related matters.

EXPENDITURES	2017-18	2018-19	2019-20	2020-21	2021-22	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total						
REVENUES	2017-18	2018-19	2019-20	2020-21	2021-22	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	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Annual Total						

EXPENDITURE EXPLANATION

Proposed law may result in an indeterminable increase in SGF expenditures in the Department of Public Safety and Corrections – Corrections Services if a defendant is convicted of filing a false lien against a state officer or state employee. The maximum imprisonment term is two (2) years, with or without hard labor.

SGF expenditures will increase by \$51.90 per offender per day if an offender is housed in a state facility or \$24.39 for a state offender housed in a local facility. An offender sentenced to the custody of the Department of Public Safety and Corrections - Correction Services for one year would increase SGF expenditures by \$18,943.50 (\$51.90 per day x 365 days) if housed in a state facility and \$8,902.35 (\$24.39 per day x 365 days) if housed in a local facility. Approximately 50% of state offenders are housed in state facilities and approximately 50% of state offenders are housed in local facilities.

To the extent an offender serves the maximum imprisonment term of two (2) years, the cost in a state facility would be \$37,887 (1 offender x \$18,943.50 per year x 2 years) or \$17,804.70 (1 offender x \$8,902.35 per year x 2 years) if a state offender is housed in a local facility.

REVENUE EXPLANATION

The proposed law may result in an indeterminable increase in local funds revenue as result of potential fines. The maximum fine imposed for filing a false lien against a state officer or state employee is not less than \$500 nor more than the amount of the value of the false lien or encumbrance. The potential revenue will accrue to the local governing authority.

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}

Evan Brasseaux

Evan Brasseaux
Staff Director