

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **SB 68** SLS 18RS 18

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: March 18, 2018 9:10 AM	Author: CLAITOR
Dept./Agy.: Local	Analyst: Alan M. Boxberger
Subject: Provides relative to criminal damage to property	

CRIME/PUNISHMENT OR INCREASE LF EX See Note Page 1 of 1
Provides relative to criminal damage to property caused by the wake of a vehicle or watercraft during flood conditions. (gov sig)

Present law provides that any person operating a motor vehicle on public roads of this state is to drive in a careful and prudent manner, so as not to endanger the life, limb or property of any person; provides that failure to drive in such a manner constitutes careless operation; provides that a first violation is punishable by a fine of up to \$175, or imprisonment of up to 30 days, or both; provides that a subsequent violation is punishable by a fine of up to \$500, or imprisonment for up to 90 days, or both; defines careless operation of a watercraft; and provides that careless operation of a watercraft is punishable by a fine of up to \$300, or imprisonment for 30 days, or both.

Proposed law adds operation of a motor vehicle in a manner that creates a wake during flood conditions to careless operation. Proposed law adds operation of a watercraft when such operation creates a wake during flood conditions to careless operation of a watercraft.

EXPENDITURES	2018-19	2019-20	2020-21	2021-22	2022-23	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	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Annual Total						

REVENUES	2018-19	2019-20	2020-21	2021-22	2022-23	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	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Annual Total						

EXPENDITURE EXPLANATION

Proposed law will result in increased expenditures for local governmental entities to the extent that individuals are convicted under expansions to present law with regard to careless operation. Proposed law adds operating a motor vehicle or watercraft in a manner that creates a wake during flood conditions to the misdemeanor crimes of careless operation and careless operation of a watercraft respectively.

An individual convicted of careless operation creating a wake during flood conditions is a misdemeanor and will create an indeterminable increase in expenditures for local governing authorities. The maximum imprisonment term is 30 days for a first offense and 90 days for subsequent offenses at the local level.

An individual convicted of careless operation of a watercraft creating a wake during flood conditions is a misdemeanor and will create an indeterminable increase in expenditures for local governing authorities. The maximum imprisonment term is 30 days at the local level.

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

REVENUE EXPLANATION

Proposed law may result in an indeterminable increase in local revenues if an individual is convicted of careless operation or careless operation of a watercraft.

An individual convicted of careless operation may be fined up to a maximum of \$175 on a first offense or up to \$500 on subsequent offenses. The potential revenue will accrue to the local governing authority.

An individual convicted of careless operation may be fined up to a maximum of \$300. The potential revenue will accrue to the local governing authority.

There is no anticipated direct material effect on state 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}

Evan Brasseaux
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Staff Director