

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **HB 417** HLS 20RS 881

Bill Text Version: **ENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

<b>Date:</b> May 26, 2020	6:07 PM	<b>Author:</b> JAMES
<b>Dept./Agy.:</b> Judiciary		<b>Analyst:</b> Monique Appeaning
<b>Subject:</b> Court Costs and Fees		

JUVENILE PROCEDURE

EG SEE FISC NOTE LF RV

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Provides relative to the waiver of certain court costs and fees

Present law provides that in juvenile cases the court may waive court costs and fees to the extent that a party is unable to pay such costs and fees due to poverty or lack of means. Proposed law adds "or for any other reason determined by the court."

<b>EXPENDITURES</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2022-23</b>	<b>2023-24</b>	<b>2024-25</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
<b>Annual Total</b>						

  

<b>REVENUES</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2022-23</b>	<b>2023-24</b>	<b>2024-25</b>	<b>5 -YEAR TOTAL</b>
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Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
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Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
<b>Annual Total</b>						

**EXPENDITURE EXPLANATION**

There is no anticipated direct material effect on governmental expenditures as a result of this measure. While proposed law does not directly impact state or local governmental expenditures, it does potentially eliminate fee revenues used to support certain functions within multiple agencies such as the supreme court, the juvenile court, clerks of court, public defender offices, district attorney offices and local governing authorities.

*NOTE: To the extent that any impacted agencies are to continue operating at current activity levels, local agencies may require local governing authorities to supplant any loss of funds from general operating revenues or another source if such loss should be material. The potential impact on revenues used to support agency activities is unknown and not expected to be significant within any single entity. Any impact will be predicated upon decisions made by the juvenile court to waive court costs and fees for some reason other than poverty or lack of means and the frequency of such decisions is indeterminable.*

**REVENUE EXPLANATION**

Proposed law may result in an indeterminable decrease of Local Funds revenues collected through the imposition of court costs and fees in juvenile courts. Present law provides that in juvenile cases the court may waive court costs and fees to the extent that a party is unable to pay such costs and fees due to poverty or lack of means. Proposed law adds "or for any other reason determined by the court."

To the extent that any juvenile court exercises its discretion to waive court costs and fees for some reason other than poverty or lack of means, there will be a corresponding loss of revenues collected and remitted to various entities. Court costs and fees vary by judicial district and generally may be remitted to all or some combination of the following entities: the supreme court, the juvenile court, clerks of court, public defender offices, district attorney offices and local governing authorities. The frequency such a decision will be made pursuant to proposed law is unknown and the impact on revenues is indeterminable but not expected to be significant for any single entity receiving a portion of court costs and fees.

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}

*Evan Brasseaux*

**Evan Brasseaux**  
**Staff Director**