

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 490** HLS 21RS 654
 Bill Text Version: **ORIGINAL**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: April 24, 2021	3:04 PM	Author: DUPLESSIS
Dept./Agy.: Corrections		
Subject: Parole eligibility		Analyst: Rebecca Robinson

PAROLE OR DECREASE GF EX See Note Page 1 of 1
 Provides relative to parole eligibility for certain persons

Proposed legislation provides that persons convicted of a sex offense or a second or subsequent conviction of a crime of violence shall be eligible for parole upon serving 75% of the sentence imposed. Proposed legislation removes the requirement that a person shall be at least 45 years of age before being eligible for parole. Removes the prohibition on eligibility for parole for persons convicted of armed robbery, a crime of violence, or a sex offense. Eliminates life imprisonment without the benefit of parole for juveniles. Provides that an offender serving a term or terms of life imprisonment shall be eligible for parole consideration if the offender has served at least 30 years of the sentence imposed and removes the requirement of a unanimous vote of the committee on parole. Requires the committee on parole to meet in a three member panel to consider the impact that the lack of brain development in adolescence has on culpability and behavior, a juvenile's unique ability to mature and grow, and any other relevant evidence or testimony pertaining to the offender and render specific findings of fact in support of its decision. Repeals Code of Criminal Procedure Article 878.1. Proposed legislation shall be given prospective and retroactive application.

EXPENDITURES	2021-22	2022-23	2023-24	2024-25	2025-26	5 -YEAR TOTAL
State Gen. Fd.	DECREASE	DECREASE	DECREASE	DECREASE	DECREASE	
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	2021-22	2022-23	2023-24	2024-25	2025-26	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
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						

EXPENDITURE EXPLANATION

There will be an indeterminable decrease to SGF expenditures for the Department of Public Safety & Corrections - Corrections Services (DPS&C) as a result of the expansion of offenders now eligible for parole. The exact fiscal impact of this legislation is indeterminable; however, the increased number of offenders now eligible for parole may result in offenders being released from the custody of DPS&C earlier than they otherwise would have been. A reduction in offenders incarcerated could save DPS&C \$22.98* per day per offender and \$8,388 annually per offender (\$22.98 per day per offender x 365 days) for those in adult local housing; and \$63.95 per day per offender and \$23,342 annually per offender (\$63.95 per day per offender x 365 days) for those in a state facility.

***Note:** \$26.39 per offender per day - \$3.41 probation/parole daily supervision daily rate = \$22.98 (local housing)
 \$67.36 per offender per day - \$3.41 probation/parole daily supervision daily rate = \$63.95 (state facility)

REVENUE EXPLANATION

There may be an indeterminable increase in self-generated revenue to the Department of Public Safety & Corrections - Adult Probation and Parole (probation) to the extent additional offenders are released on parole and/or probation. The probation department would realize an increase in fees paid by parolees and probationers. The exact fiscal impact is indeterminable because the number of offenders who may be released and the amount of monthly fees charged is unknown.

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| <u>Senate</u> | <u>Dual Referral Rules</u> | <u>House</u> |
| <input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H} | | <input type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S} |
| <input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H} | | <input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S} |

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