

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 365** HLS 22RS 805

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: March 22, 2022 10:47 AM	Author: SEABAUGH
Dept./Agy.: Corrections	Analyst: Rebecca Robinson
Subject: Crime of possession of a firearm by a felon	

WEAPONS/FIREARMS

OR INCREASE GF EX See Note

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Designates the crime of possession of a firearm by a felon as a crime of violence

Proposed legislation designates the possession of a firearm or carrying a concealed weapon by a person convicted of certain felonies (under R.S. 14:95.1).

EXPENDITURES	2022-23	2023-24	2024-25	2025-26	2026-27	5 -YEAR TOTAL
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
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	2022-23	2023-24	2024-25	2025-26	2026-27	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	DECREASE	DECREASE	DECREASE	DECREASE	DECREASE	
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 increase in the expenditures of the Department of Public Safety & Corrections - Corrections Services (DPS&C) to the extent a person is convicted under R.S 14:95.1, possession of a firearm or carrying a concealed weapon by a person convicted of certain felonies, which would be a crime of violence under the proposed legislation. The designation of a crime of violence increases the imposed sentence length in actual custody before being eligible for release based on good time. Therefore, any offender in the custody of DPS&C who remains longer as a result of the proposed legislation would increase SGF expenditures of \$26.39 per day per offender in adult local housing and \$83.23 per day per offender in a state facility. The annual cost of custody by DPS&C is \$9,632 (\$26.39 per day per offender x 365 days) per offender in adult local housing and \$30,379 annually (\$83.23 per day per offender x 365 days) per offender in a state facility.

REVENUE EXPLANATION

There will be an indeterminable decrease in SGR revenue for DPS&C - Adult Probation & Parole to the extent an offender has been convicted of a crime of violence under the proposed legislation and remains in custody longer than under the current law, thereby not paying supervision fees to Adult Probation & Parole. Currently, Probation & Parole charges probationers \$60 a month and charges parolees up to \$63 a month.

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
Interim Deputy Fiscal Officer