

LEGISLATIVE FISCAL OFFICE
Fiscal Note



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

Bill Text Version: **REENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

| | | |
|---|---------|----------------------------------|
| Date: April 6, 2022 | 4:37 PM | Author: SEABAUGH |
| Dept./Agy.: Corrections | | Analyst: Rebecca Robinson |
| Subject: Crime of possession of a firearm by a felon | | |

WEAPONS/FIREARMS

RE 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 as a crime of violence. Provides that any crime used as a predicate offense under R.S. 14:95.1 is a crime of violence, and the offender uses, possesses, or has under his immediate control any firearm while committing another crime of violence, a conviction under 14:95.1 shall be designated as a crime of violence.

| 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) as a result of the proposed legislation. Any conviction under the proposed legislation 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