



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

Fiscal Note On: **SB 161** SLS 22RS 289  
 Bill Text Version: **REENGROSSED**  
 Opp. Chamb. Action:  
 Proposed Amd.:  
 Sub. Bill For.:

|   |                                  |
|---|----------------------------------|
| <b>Date:</b> April 11, 2022 9:04 AM                 | <b>Author:</b> TALBOT            |
| <b>Dept./Agy.:</b> Corrections                      | <b>Analyst:</b> Rebecca Robinson |
| <b>Subject:</b> Increases penalties for carjacking. |                                  |

CRIME/PUNISHMENT RE INCREASE GF EX See Note Page 1 of 1  
 Increases penalty for crime of carjacking. (8/1/22)

Current law provides that persons convicted of carjacking shall be imprisoned at hard labor for not less than 2 years no more than 20 years, without the benefit of parole, probation, or suspension of sentence.

Proposed legislation provides for enhanced penalties for the crime of carjacking. Persons convicted of the crime of carjacking resulting in serious bodily injury shall be imprisoned at hard labor for not less than 8 years no more than 20 years, without the benefit of parole, probation, or suspension of sentence.

| <b>EXPENDITURES</b> | <b>2022-23</b> | <b>2023-24</b> | <b>2024-25</b> | <b>2025-26</b> | <b>2026-27</b> | <b>5 -YEAR TOTAL</b> |
|---------------------|----------------|----------------|----------------|----------------|----------------|----------------------|
| State Gen. Fd.      | INCREASE       | INCREASE       | INCREASE       | INCREASE       | INCREASE       |                      |
| 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         | <u>\$0</u>     | <u>\$0</u>     | <u>\$0</u>     | <u>\$0</u>     | <u>\$0</u>     | <b><u>\$0</u></b>    |
| <b>Annual Total</b> |                |                |                |                |                |                      |
| <b>REVENUES</b>     | <b>2022-23</b> | <b>2023-24</b> | <b>2024-25</b> | <b>2025-26</b> | <b>2026-27</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         | <u>\$0</u>     | <u>\$0</u>     | <u>\$0</u>     | <u>\$0</u>     | <u>\$0</u>     | <b><u>\$0</u></b>    |
| <b>Annual Total</b> | <b>\$0</b>     | <b>\$0</b>     | <b>\$0</b>     | <b>\$0</b>     | <b>\$0</b>     | <b>\$0</b>           |

**EXPENDITURE EXPLANATION**

There will be an increase in SGF expenditures for the Department of Public Safety & Corrections - Corrections Services (DPS&C) to the extent a person is convicted of carjacking resulting in serious bodily injury. Persons convicted shall be imprisoned at hard labor (a felony) for not less than 8 years nor more than 20 years, without benefit of parole, probation, or suspension of sentence. The exact fiscal impact is indeterminable, since it is unknown the number of individuals who will be convicted of the crime of carjacking resulting in serious bodily injury. However, any individual convicted under the proposed legislation and sentenced to the custody of DPS&C increases SGF expenditures of \$26.39 per day per offender in adult local housing, or \$9,632 annually, and \$83.23 per day per offender in a state facility, or \$30,379 annually. The minimum sentence under the proposed legislation is 8 years and will cost DPS&C \$77,059 per offender in adult local housing and \$243,032 per offender in a state facility. The maximum sentence under the proposed legislation is 20 years and will cost DPS&C \$192,647 per offender in a adult local housing and \$607,579 per offender in a state facility.

**REVENUE EXPLANATION**

There is no anticipated direct material effect on 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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**Evan Brasseaux**  
 Interim Deputy Fiscal Officer