



**LEGISLATIVE FISCAL OFFICE
Fiscal Note**

Fiscal Note On: **SB 418** SLS 22RS 641
 Bill Text Version: **REENGROSSED**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: May 23, 2022	4:51 PM	Author: CATHEY
Dept./Agy.: Juvenile Court/Judicial Districts		
Subject: Children's Code		Analyst: Rebecca Robinson

JUVENILE JUSTICE RE DECREASE GF EX See Note Page 1 of 2
 Provides relative to the age of juveniles. (8/1/22)

Proposed law provides for the divestiture of juvenile court jurisdiction and original criminal court jurisdiction over children; as well as the transfer of custody of a child from a juvenile detention facility to an adult facility prior to trial.

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

EXPENDITURE EXPLANATION

The proposed legislation will likely result in a net decrease in state expenditures. There will be an increase in SGF expenditures for the Department of Public Safety & Corrections - Corrections Services (CS) and a decrease in SGF expenditures for the Department of Public Safety & Corrections - Youth Services (YS) as a result of the proposed law.

There will be an indeterminable decrease in SGF expenditures for the Department of Public Safety & Corrections - Youth Services (YS) to the extent a juvenile court is divested of jurisdiction over a juvenile and the juvenile is subsequently transferred to a state correctional facility or adult local housing prior to his trial as an adult. The exact fiscal impact is indeterminable, since it is unknown the number of juveniles who may be transferred to an adult facility. Any individual not in the custody of DPS&C - YS will decrease SGF expenditures. The decreased costs will depend on the type of juvenile facility that had previously housed the juvenile prior to his transfer to the adult facility. The cost of care for a juvenile in a juvenile detention facility is listed below.

Cost per day for youth in secure care: \$284.16 for Bridge City; \$160.93 for Acadiana; \$162.13 for Swanson-Monroe; \$124.11 for Swanson-Columbia.

Cost per day for detention: \$122.21 for pending secure care; \$26.39 for pending non-secure care.

Cost per day in non-secure (group home): \$165.62.

There will be an indeterminable increase in SGF expenditures for the Department of Public Safety & Corrections - Corrections Services (CS) to the extent a juvenile court is divested of jurisdiction over a juvenile and the juvenile is subsequently transferred to a state correctional facility or adult local housing prior to his trial as an adult. The exact fiscal impact is indeterminable, since it is unknown the number of juveniles who may be transferred to an adult facility. Any individual in the custody of DPS&C - CS increases SGF expenditures of \$26.39 per day per offender in adult local housing (\$9,632 annually) and \$83.23 per day per offender (\$30,379 annually) in a state correctional facility. **The increase in expenditures with Corrections Services will be offset by the larger decrease in expenditures with Youth Services; thus, creating a net decrease in state expenditures.**

[CONTINUED ON PAGE 2]

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

Evan Brasseaux
 Interim Deputy Fiscal Officer



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CONTINUED EXPLANATION from page one:

[CONTINUED EXPENDITURE EXPLANATION FROM PAGE 1]

The Department of Public Safety & Corrections - Youth Services reports providing services to 1,469 juveniles (17 year old youth) since the Raise the Age legislation passed. The juveniles were placed under supervision and/or care as listed below.

Table with 4 columns: Period, Supervision, Non-Secure Care, Secure Care. Rows include 7/1/2019 - 6/30/2020, 7/1/2020 - 6/28/2021, 7/1/2021 - 5/10/2022, and Total Youth Served.

There is no fiscal impact to federal funds directly received by DPS&C - Youth Services. The Department of Public Safety & Corrections - Youth Services receives the following federal funding:

Table with 2 columns: Amount, Description. Rows include \$84,016 Second Chance Act Technology Grant, \$807,780 Supplemental Income and Social Security Payments, and \$891,796 Total Federal Funds in FY 23 Executive Budget.

DPS&C - Youth Services also receives federal funds via IAT from DCFS; however, these funds would not be affected by the proposed legislation. In FY 21, Youth Services received \$1,781,654 from DCFS for the Federal IV-E Foster Program.

The Louisiana Commission on Law Enforcement (LCLE) receives federal grant funding through the Juvenile Justice and Delinquency Prevention Act (JJDP) Formula Grants Program. LCLE reports it received approximately \$500,000 - \$750,000 annually through this program.

There is no anticipated direct material effect on the Louisiana Public Defender Board or the Office of the District Attorney.

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