Louisiana Legislative Fiscal	LEGISLATIVE FISCAL OFFICE Fiscal Note										
Office		Fiscal Note	On: SB	418	SLS	22RS	641				
Fiscal Office Fiscal Notes	Bill Text Version: REENGROSSED										
and the second sec	Opp. Chamb. Action:										
		Proposed An	nd.:								
		Sub. Bill F	or.:								
Date: May 23, 2022	4:51 PM		Author	: CATHE	ΞY						
Dept./Agy.: Juvenile Court/Ju	udicial Districts										
Subject: Children's Code			Analyst	Rebec	ca Ro	binson					

JUVENILE JUSTICE

RE DECREASE GF EX See Note

Page 1 of 2

Provides relative to the age of juveniles. (8/1/22)

<u>Proposed law</u> provides for the divesture 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	2022-23	2023-24	2024-25	2025-26	2026-27	<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>	<u>\$0</u>
Annual Total						
REVENUES	<u>2022-23</u>	<u>2023-24</u>	<u>2024-25</u>	2025-26	<u>2026-27</u>	5 -YEAR TOTAL
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>	<u>\$0</u>
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 <u>indeterminable decrease</u> 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.

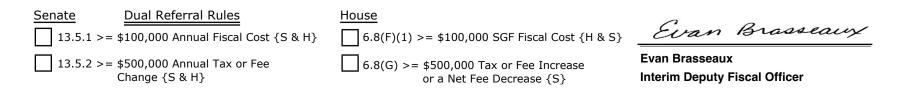
Cost per day for youth in secure care: \$284.16 for Bridge City; \$160.93 for Acadiana; \$162.13 for Swanson-Monroe; \$124.11 for Swanson-Columbia.

<u>Cost per day for detention</u>: \$122.21 for pending secure care; \$26.39 for pending non-secure care. <u>Cost per day in non-secure (group home)</u>: \$165.62.

There will be an <u>indeterminable increase</u> 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.



LEGISLATIVE FISCAL OFFICE Louisiana egislative 🛉 **Fiscal Note** Fiscal Fiscal Note On: SB Office **418** SLS 22RS 641 Fiscal Bill Text Version: REENGROSSED Notes Opp. Chamb. Action: Proposed Amd .: Sub. Bill For.: 4:51 PM Date: May 23, 2022 Author: CATHEY **Dept./Agy.:** Juvenile Court/Judicial Districts Analyst: Rebecca Robinson Subject: Children's Code **CONTINUED EXPLANATION from page one:** 2 Page 2 of [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. Non-Secure Care Secure Care Supervision 7/1/2019 - 6/30/2020 (non-violent only) 438 29 53 7/1/2020 - 6/28/2021 (full implementation) 412 46 44 7/1/2021 - 5/10/2022 49 30 <u>368</u>

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:

148

103

\$84,016 Second Chance Act Technology Grant through the U.S. Department of Justice

1,218

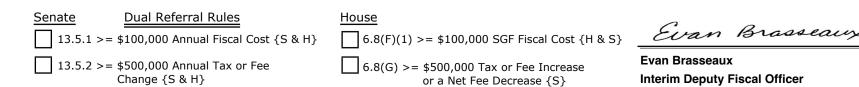
Supplemental Income and Social Security Payments

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. This program permits Title IV-E agencies to claim reimbursement for a portion of foster care expenditures for children who are removed from home. Those funds may be transferred to Youth Services if a child is adjudicated delinquent. These funds are attributable to youth in <u>non-secure</u> placements (contracted providers in the community).

The Louisiana Commission on Law Enforcement (LCLE) receives federal grant funding through the Juvenile Justice and Delinquency Prevention Act (JJDPA) Formula Grants Program. LCLE reports it received approximately \$500,000 - \$750,000 annually through this program. The grant is to assist states in the development of more effective education, training, research, prevention, diversion, treatment, and rehabilitation programs in the area of juvenile delinquency and programs to improve the juvenile justice system. The JJDPA and corresponding administrative rules and regulations require that juveniles alleged to be or found to be delinquent will not be detained or confined in any institution in which they have sight and sound contact with adult inmates. Any state not in compliance with the JJDPA shall have their grant funding reduced by not less than 20% for each core requirement violated. **The proposed legislation may reduce the funding from the JJDPA program by 20% if Louisiana is found to not be in compliance with the sight and sound regulations set forth in the JJDPA.**

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



Total Youth Served

\$807,780

\$891,796