

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 130** HLS 24RS 450

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: March 5, 2024	5:21 PM	Author: BAYHAM
Dept./Agy.: Corrections		Analyst: Daniel Druilhet
Subject: Crime of Molestation of a Juvenile		

CRIME/SEX OFFENSES OR NO IMPACT GF EX See Note
Provides relative to the crime of molestation of a juvenile

Current law delineates sentences for offenders who commit the crime of molestation of a juvenile, when the victim is 13 years of age or older but has not yet attained the age of 17 as follows - for offenders with control or supervision of the juvenile, a fine of not more than \$10,000, or imprisonment for not less than 5 nor more than 20 years with or without hard labor, or both, without benefit of parole, probation, or suspension of sentence; for offenders that are educators of juveniles, a fine of not more than \$10,000, or imprisonment for not less than 5 nor more than 40 years, with or without hard labor, or both, with at least 10 years of the sentence without the benefit of parole, probation, or suspension of sentence. Proposed law increases the minimum sentence of imprisonment for offenders with control or supervision of the juvenile, to not less than 10 years and retains current law on the maximum sentence; increases the minimum sentence of imprisonment for offenders who are educators of the juvenile, to 10 years; assesses sentences of imprisonment of not less than 10 nor more than 40 years, with or without hard labor (with at least 10 years of the sentence imposed without the benefit of parole, probation, or suspension of sentence), or both, for offenders who are clergymen of any sect or provide recreational instruction to a juvenile, who commit the crime of molestation of a juvenile, when the victim is 13 years of age or older but has not yet attained the age of 17.

EXPENDITURES	2024-25	2025-26	2026-27	2027-28	2028-29	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	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	2024-25	2025-26	2026-27	2027-28	2028-29	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	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Annual Total						

EXPENDITURE EXPLANATION

There is no anticipated direct material effect on governmental expenditures as a result of this measure.


For informational purposes, the Department of Public Safety & Corrections - Corrections Services reports that there have been an average of eight (8) admissions in the past two years (no admits in 2021) with an average sentence length of 19 years for those convicted of molestation of a juvenile, when the victim is 13 years of age or older but has not yet attained the age of 17. Considering that the average sentence imposed for those convicted is 19 years (longer than the proposed law which would only require 10 years of sentences to be served without the benefit of parole, probation, or suspension of sentence), there would be no fiscal impact with the passage of the proposed law.

REVENUE EXPLANATION

Proposed law will likely result in an indeterminable increase in local revenues as a result of convictions of molestation of a juvenile, when the victim is 13 years of age or older but has not yet attained the age of 17. The exact fiscal impact of the passage of this legislation on local revenue is indeterminable, as the fines that would be imposed on those convicted are variable in nature, and the number of fines that will be imposed on offenders convicted of proposed law is unknown. The potential revenue will accrue to the local governing authority.

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}


Patrice Thomas
Deputy Fiscal Officer