



LEGISLATIVE FISCAL OFFICE
Fiscal Note

Fiscal Note On: **HB 194** HLS 24RS 79
 Bill Text Version: **ORIGINAL**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: March 8, 2024	2:10 PM	Author: COATES
Dept./Agy.: Corrections/Clerks/Sheriffs		Analyst: Daniel Druilhet
Subject: Unlawful Ownership of Certain/Vicious Dogs		

CRIMINAL/PENALTIES OR SEE FISC NOTE LF EX Page 1 of 1
 Provides relative to the crimes of owning dangerous and vicious dogs

Current law provides the definition for the crimes of unlawful ownership of a dangerous dog and assesses a fine of no more than \$300 for those convicted of violating the law. Proposed law amends current law and delineates a list of sentences of imprisonment and associated fines for unlawful ownership of a dangerous dog - on 1st offense, a fine of \$250, imprisonment for no more than 6 months, or both; on 2nd offense, a fine of no less than \$500 nor more than \$1,000, no less than 3 nor more than 6 months imprisonment, w/ or w/o hard labor, or both, and 15 eight-hour days of mandatory, court-approved community service (ineligible for suspension); on 3rd or subsequent offense, a fine of no less than \$500 nor more than \$1,000 and no less than 6 nor more than 1 year imprisonment, w/ or w/o hard labor, (with at least 3 months served w/o benefit of parole, probation, or suspension of sentence). Current law provides the definition of unlawful ownership of a vicious dog and assesses a fine of no more than \$500 or imprisonment for no more than 6 months, or both, for those convicted of violating the law. Proposed law amends current law and delineates a list of sentences of imprisonment and associated fines for unlawful ownership of a dangerous dog - on 1st offense, a fine of \$500, imprisonment for not more than 6 months, or both; on 2nd offense, a fine of no less than \$1,000 nor more than \$2,000, or no less than 6 months nor more than 1 year imprisonment, w/ or w/o hard labor, or both, and 15 eight-hour days of mandatory, court-approved community service (ineligible for suspension); on 3rd or subsequent offense, a fine of no less than \$1,000 nor more than \$2,000, and no less than one nor more than 3 years imprisonment, w/ or w/o hard labor, w/o benefit of parole, probation, or suspension of sentence.

EXPENDITURES	2024-25	2025-26	2026-27	2027-28	2028-29	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
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	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	

Annual Total

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	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	

Annual Total

EXPENDITURE EXPLANATION

Proposed law may result in an indeterminable increase in Local Funds expenditures for local governing authorities if a person is convicted of a first offense for unlawfully owning a dangerous or vicious dog. The exact fiscal impact of the passage of this legislation to local governing authorities is indeterminable, since it is not known how many people will be convicted and incarcerated in local facilities, nor the length of the sentences assessed with those convictions as a result of its potential enactment. The maximum imprisonment term at the local level is no more than six months for the first offense (a misdemeanor), at least three months for the second offense (with or without hard labor), and at least six months for third and subsequent offense (with or without hard labor). Proposed law (on second or subsequent conviction) is a relative felony, and any impact on either local or state expenditures is contingent on whether offenders sustain either misdemeanor or felony-grade convictions for its violation.

Proposed law may result in an indeterminable increase in SGF expenditures in the Department of Public Safety and Corrections - Corrections Services (DPS&C - CS), if a person receives a second, or subsequent felony conviction for unlawfully owning a dangerous or vicious dog. DPS&C-CS advises that impacts on offender populations are anticipated to impact the number of offenders held in local facilities, and that in managing its offender population, it seeks to fill all beds in state facilities first, then assigns overflow offenders to local facilities. For those convicted, sentenced, and then subsequently housed in a local facility, DPS&C-CS will sustain expenditures of \$26.39 per offender per day. The exact fiscal impact of the passage of this legislation is indeterminable, because it is not known how many people will be convicted and subject to a sentence of imprisonment as a result of its potential enactment.

To the extent that offenders sustain a first or subsequent misdemeanor conviction for violation of the proposed law, local governing authorities may sustain an increase in Local Funds expenditures. The exact fiscal impact of the passage of this legislation to local governing authorities is indeterminable, since it is not known how many people will be convicted and incarcerated in local facilities, nor the length of the sentences assessed with those convictions as a result of its potential enactment. The maximum imprisonment term is no more than three years at the local level.

REVENUE EXPLANATION

Proposed law may result in an indeterminable increase in local revenues as a result of convictions of unlawful ownership of a dangerous or vicious dog. 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