



LEGISLATIVE FISCAL OFFICE
Fiscal Note

Fiscal Note On: **HB 5** HLS 25RS 203
 Bill Text Version: **ORIGINAL**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: April 8, 2025	11:31 AM	Author: JACKSON
Dept./Agy.: Corrections Services/Sheriffs		Analyst: Daniel Druilhet
Subject: Soliciting Prostitutes		

CRIME/PROSTITUTION OR SEE FISC NOTE GF EX Page 1 of 1
 Provides relative to the crime of soliciting for prostitutes

Current law provides that for a second or subsequent conviction for the crime of soliciting prostitutes, an offender shall be fined not less than \$1,500 nor more than \$2,000, or imprisoned for not more than one year, or both, with one-half of the fines collected to be distributed by the sheriff or executive officer of the court as follows - fifty percent to the sheriff or law enforcement agency making the arrest and fifty percent to the district attorney. Proposed law adds imprisonment at hard labor to the sentence imposed for a second or subsequent conviction for the crime of soliciting prostitutes; adds a second or subsequent conviction for soliciting of prostitutes to the definition of sex offense.

EXPENDITURES	2025-26	2026-27	2027-28	2028-29	2029-30	5 -YEAR TOTAL
State Gen. Fd.	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	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	2025-26	2026-27	2027-28	2028-29	2029-30	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	SEE BELOW					
Ded./Other	SEE BELOW					
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	SEE BELOW					

EXPENDITURE EXPLANATION
Proposed law may result in an indeterminable increase in SGF expenditures in the Department of Public Safety & Corrections - Corrections Services (DPS&C), if a person is convicted of a second or subsequent conviction for soliciting prostitutes. Proposed law has the effect of enhancing the sentence imposed for the current law from a misdemeanor to a felony. The exact fiscal impact of the passage of this legislation to state or local governing authorities is indeterminable, since it is not known how many people will be convicted, the number of felony convictions for violation of the proposed law that will occur, nor the length of the sentences assessed as a result of its potential enactment.

For those convicted, sentenced, and then subsequently housed in a state facility, DPS&C-CS will sustain expenditures of \$107.60 per offender per day. 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. 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.

REVENUE EXPLANATION
Proposed law may result in an indeterminable increase in monthly and annual revenues generated by the Department of Public Safety and Corrections and local law enforcement agencies for each instance in which those convicted remit payment for the annual sex offender registration fee (\$60), the monthly supervised probation fee (not less than \$60 nor more than \$100), and the monthly sex offender registry maintenance fee (\$11). Those fees are payable to the appropriate law enforcement agencies with whom the offenders are required to register (annual sex offender registration fee) and the Department of Public Safety and Corrections (monthly supervised probation fee and the monthly sex offender registry maintenance fee). The exact fiscal impact of the proposed law on revenues to the Department of Public Safety and Corrections and local law enforcement agencies is indeterminable, as it is unknown how many instances in which offenders will sustain a second or subsequent conviction for soliciting of prostitutes.

Senate <u>Dual Referral Rules</u> <input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H} <input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}	House <input type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S} <input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}
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Patrice Thomas
Deputy Fiscal Officer