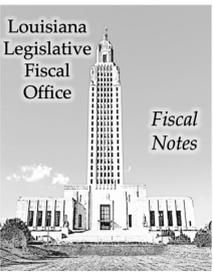


LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 320** HLS 26RS 500
 Bill Text Version: **ORIGINAL**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

| | |
|--|---------------------------------|
| Date: March 31, 2026 5:51 PM | Author: FIRMENT |
| Dept./Agy.: State Police, Corrections, and Sheriffs | |
| Subject: Unlawful Exposure by an Inmate | Analyst: Daniel Druilhet |

CRIME/SEX OFFENSES OR SEE FISC NOTE GF EX Page 1 of 1
 Creates the crime of unlawful exposure by an inmate

Proposed law creates the crime of unlawful exposure by an inmate; provides that it is unlawful for an inmate who is incarcerated in a correctional facility to expose his or her intimate parts to any correctional facility employee with the intent of arousing or gratifying the sexual desires of the inmate or intimidate or harass a correctional facility employee; assesses a sentence of imprisonment with or without hard labor for no more than three years, a fine of no more than \$2,500, or both, for those convicted; assesses a sentence of imprisonment with or without hard labor for no more than five years, or a fine of no more than \$25,000, or both, upon a second or subsequent conviction of the proposed law; provides that any sentence imposed shall run consecutively to any other sentence being served by the offender at the time of the offense; adds unlawful exposure by an inmate to the list of crimes listed as sex offenses.

| EXPENDITURES | 2026-27 | 2027-28 | 2028-29 | 2029-30 | 2030-31 | 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 | SEE BELOW | |
| Annual Total | | | | | | |
| REVENUES | 2026-27 | 2027-28 | 2028-29 | 2029-30 | 2030-31 | 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 | |
| Annual Total | | | | | | |

EXPENDITURE EXPLANATION

Proposed law may result in an indeterminable increase in SGF expenditures in the Department of Public Safety & Corrections-Corrections Services (DPS&C-CS), to the extent that a correctional facility employee is subject to unlawful exposure by an inmate. Proposed law creates a crime and is a relative felony. Any impact on either state or local expenditures is contingent on whether offenders sustain either misdemeanor or felony-grade convictions for their violation. The exact fiscal impact is indeterminable, as it is unknown how many people will be convicted or the length of the sentences assessed with those convictions as a result of its potential enactment. The maximum imprisonment term for unlawful exposure by an inmate, upon first conviction, is no more than three years, while the maximum imprisonment term for unlawful exposure by an inmate, upon second or subsequent conviction, is no more than five years.

To the extent that offenders sustain a felony-grade conviction for violation of the proposed law, DPS&C-CS will sustain an indeterminable increase in expenditures. 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 housed in local facilities, DPS&C-CS will sustain expenditures of \$29.39 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.

To the extent that offenders sustain a misdemeanor conviction for violation of the proposed law, local governing authorities will sustain 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.

REVENUE EXPLANATION

Proposed law may result in an indeterminable increase in Local Funds revenues as a result of convictions of unlawful exposure by an inmate. The exact fiscal impact of this legislation on local revenue is indeterminable, as fines imposed are optional, and the amount of fines, if imposed, may vary. The potential revenue will accrue to the local governing authority.

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


Patrice Thomas
Deputy Fiscal Officer