

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 279** HLS 13RS 122

Bill Text Version: **ENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: April 25, 2013	9:02 AM	Author: HENRY
Dept./Agy.: Corrections		Analyst: Stephanie C. Blanchard
Subject: Crime of racketeering		

CRIME EG INCREASE GF EX See Note
Amends the definition of the crime of racketeering

Present law defines "racketeering activity" by enumerating various crimes which can be prosecuted as a pattern of racketeering activity if at least two incidents of the crimes occur. Proposed law adds the following to the definition of racketeering activity: female genital mutilation, aggravated kidnapping of a child, human trafficking, trafficking of children for sexual purposes, bigamy, abetting in bigamy, and the sale of minor children.

EXPENDITURES	2013-14	2014-15	2015-16	2016-17	2017-18	5 -YEAR TOTAL
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
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>	\$0
Annual Total						
REVENUES	2013-14	2014-15	2015-16	2016-17	2017-18	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

The proposed legislation may result in an indeterminable increase in state general fund expenditures. The exact fiscal impact of the passage of this legislation is indeterminable, since it is not known how many people will be convicted under the new additions to the Racketeering Law. With the addition of these crimes to the Racketeering Law, an offender convicted of any of these crimes under the definition of racketeering is subject to the penalty provisions as stated in current law. However, any offender sentenced to the custody of the Department of Public Safety and Corrections increases expenditures by \$24.39 per day per offender in local facilities. To the extent that offenders are sentenced and housed in state facilities, the cost per day per offender is \$47.74. Currently, the Department of Corrections houses 50% of state offenders at the local level and 50% at the state level.

There are currently 5 offenders incarcerated for racketeering activity with an average sentence of 7.3 years. In 2012 there were 2 admissions with an average sentence of 3 years and 1 release with an average time served of six months.

REVENUE EXPLANATION

There is no anticipated direct material effect on state revenues as a result of this measure. However, any revenue generated through the imposition of fines as a result of conviction would accrue to local government entities.

<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) >= \$500,000 Annual Fiscal Cost {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}

Evan Brasseaux

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