

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 8** HLS 14RS 243

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: March 5, 2014	3:19 PM	Author: HONORE
Dept./Agy.: Corrections		Analyst: Stephanie C. Blanchard
Subject: Pardons		

PARDON OR SEE FISC NOTE GF EX Page 1 of 1

Reduces the length of time certain applicants are required to wait before filing a subsequent application with the Board of Pardons

Present law provides that persons sentenced to life imprisonment are ineligible to apply to the Board of Pardons for a pardon or commutation of sentence for 15 years after being sentenced by the trial court. Further provides that if the initial application is denied, the applicant may file a new application to the board no earlier than seven years from the date of the action of the board.

Proposed law amends present law to reduce the amount of time an applicant is required to wait before filing a new application, after a prior application has been denied, from seven years to five years.

EXPENDITURES	2014-15	2015-16	2016-17	2017-18	2018-19	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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total						
REVENUES	2014-15	2015-16	2016-17	2017-18	2018-19	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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

The proposed legislation could result in a potential savings to the Department of Corrections. Proposed law amends present law to reduce the amount of time an applicant is required to wait before filing a new application for a pardon or commutation of sentence, after a prior application has been denied, from seven years to five years. Therefore, for each offender affected by the proposed legislation in the future (assuming an offender is actually granted their application for pardon the full two years earlier), the state would realize a total cost savings of \$17,804 or \$8,902 per offender annually (\$24.39 per offender, per day housed at the local level x 365 days).

In FY 12-13, the Pardon Board held 124 hearings, of which 51 were recommended to the Governor, and one received a pardon.

REVENUE EXPLANATION

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

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|---|----------------------------|--------------|--|
| <u>Senate</u> | <u>Dual Referral Rules</u> | <u>House</u> | <input type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S} |
| <input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} | | | <input type="checkbox"/> 6.8(F)(2) >= \$500,000 State Rev. Red. {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} |

Evan Brasseaux

Evan Brasseaux
Staff Director