



# OFFICE OF LEGISLATIVE AUDITOR Fiscal Note

Fiscal Note On: **HB 92** HLS 16RS 464

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

<b>Date:</b> March 9, 2016 4:23 PM	<b>Author:</b> JAMES
<b>Dept./Agy.:</b> East Baton Rouge Courts	<b>Analyst:</b> David Greer
<b>Subject:</b> warrant recall fees	

COURTS/COURT COSTS

OR -\$722,000 LF RV See Note

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Repeals the warrant recall fees collected to fund a misdemeanor jail in East Baton Rouge Parish

**Purpose of Bill:** The bill repeals current law regarding warrant recall fees to fund a misdemeanor detention facility in East Baton Rouge Parish. The bill further provides that all sums collected from the fee and placed in the Misdemeanor Detention Fund be returned to the court that collected the sums.

EXPENDITURES	2016-17	2017-18	2018-19	2019-20	2020-21	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	
<b>Annual Total</b>						
REVENUES	2016-17	2017-18	2018-19	2019-20	2020-21	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	(\$722,000)	(\$722,000)	(\$722,000)	(\$722,000)	(\$722,000)	(\$3,610,000)
<b>Annual Total</b>	<b>(\$722,000)</b>	<b>(\$722,000)</b>	<b>(\$722,000)</b>	<b>(\$722,000)</b>	<b>(\$722,000)</b>	<b>(\$3,610,000)</b>

### EXPENDITURE EXPLANATION

**This bill requires that warrant recall fees be returned to the court that collected the sums.**

The bill requires all sums collected and placed in the Misdemeanor Detention Fund to be returned to the court that collected those sums. The bill does not provide for the courts' use of the collections. According to the East Baton Rouge Finance Department, none of the collections have been spent because there has not been an appropriation by the East Baton Rouge City/Parish governing authority. It is unknown how or when the courts may spend the money. In addition there may be some reduction in expenditures for the cost of collecting and accounting for the warrant recall fees.

#### Court Total Collections as of 2/24/16

19th JDC	\$309,763
EBR Family Court	-0-
Zachary City Court	\$ 49,700
Baker City Court	\$103,387
Baton Rouge City Court	<u>\$519,121</u>
TOTAL	\$981,971

### REVENUE EXPLANATION

**This bill will decrease local revenues by \$722,776 annually.**

According to the East Baton Rouge Finance Department, since enactment in 2014 of the warrant recall fee, the five courts that were authorized to collect the fees remitted the following:

#### Court Annual collections 12/31/15

19th JDC	\$223,753
EBR Family Court	-0-
Zachary City Court	\$ 33,850
Baker City Court	\$ 80,437
Baton Rouge City Court	<u>\$384,736</u>
TOTAL	\$722,776

We assume that the same level of warrant recall fees would be collected for fiscal years 2017-2021.

Senate Dual Referral Rules House

13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}

6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}

13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}

6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

**Tom Cole**  
Director of Financial Audit