

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **HB 162** HLS 17RS 859

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

<b>Date:</b> April 12, 2017 9:09 AM	<b>Author:</b> SHADOIN
<b>Dept./Agy.:</b> Corrections	<b>Analyst:</b> Monique Appeaning
<b>Subject:</b> Filing of a False Lien Against State Officers and Employees	

CRIME/FELONIES

OR SEE FISC NOTE GF EX

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Prohibits the filing of a false lien against state officers and state employees

Proposed law amends and reenacts R.S. 14:133.6(A) and (C) and enacts R.S. 14:133.6(B)(3) and (4), relative to the crime of filing a false lien. It also amends the crime of filing a false lien against a law enforcement officer or court officer to apply to state officers and state employees, provides for definitions, provides for criminal penalties and provides for related matters.

<b>EXPENDITURES</b>	<b>2017-18</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>						
<b>REVENUES</b>	<b>2017-18</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>5 -YEAR TOTAL</b>
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Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
<b>Annual Total</b>						

**EXPENDITURE EXPLANATION**

Proposed law may result in an indeterminable increase in SGF expenditures in the Department of Public Safety and Corrections – Corrections Services if a defendant is convicted of filing a false lien against a state officer or state employee. The maximum imprisonment term is two (2) years, with or without hard labor.

SGF expenditures will increase by \$51.90 per offender per day if an offender is housed in a state facility or \$24.39 for a state offender housed in a local facility. An offender sentenced to the custody of the Department of Public Safety and Corrections - Correction Services for one year would increase SGF expenditures by \$18,943.50 (\$51.90 per day x 365 days) if housed in a state facility and \$8,902.35 (\$24.39 per day x 365 days) if housed in a local facility. Approximately 50% of state offenders are housed in state facilities and approximately 50% of state offenders are housed in local facilities.

To the extent an offender serves the maximum imprisonment term of two (2) years, the cost in a state facility would be \$37,887 (1 offender x \$18,943.50 per year x 2 years) or \$17,804.70 (1 offender x \$8,902.35 per year x 2 years) if a state offender is housed in a local facility.

**REVENUE EXPLANATION**

The proposed law may result in an indeterminable increase in local funds revenue as result of potential fines. The maximum fine imposed for filing a false lien against a state officer or state employee is not less than \$500 nor more than the amount of the value of the false lien or encumbrance. The potential revenue will accrue to the local governing authority.

Senate      Dual Referral Rules  
 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}  
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}

House  
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}  
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

*Evan Brasseaux*  


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**Evan Brasseaux**  
**Staff Director**