



**OFFICE OF LEGISLATIVE AUDITOR
Fiscal Note**

Fiscal Note On: **HB 276** HLS 17RS 252
 Bill Text Version: **ORIGINAL**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: April 24, 2017 12:17 PM	Author: JAMES
Dept./Agy.: Law Enforcement Agencies	Analyst: Sarah Futch
Subject: Administrative Leave for Police Officers	

LAW ENFORCE/OFFICERS OR SEE FISC NOTE LF EX Page 1 of 1
 Provides relative to law enforcement officers while under officer-involved incident investigations

Purpose of Bill: This bill provides that law enforcement agencies place law enforcement officers on paid administrative leave for no more than 60 days and unpaid administrative leave thereafter when being investigated for involvement in incidents that result in the death of an individual. If the officer is later exonerated or no criminal charges are brought, the officer will receive full pay from the date s/he was placed on unpaid administrative leave. In addition, the bill requires that officers involved in incidents in which serious bodily injury or death of another individual is caused by the officer be given 14 days to obtain legal representation, during which time questioning will be suspended.

EXPENDITURES	2017-18	2018-19	2019-20	2020-21	2021-22	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						
REVENUES	2017-18	2018-19	2019-20	2020-21	2021-22	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>	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

The impact of this bill on local governmental expenditures statewide is indeterminable because the expenditure impacts would be determined on a case by case basis and depend on the current administrative leave policies of each department.

Based on information from the City of Marksville, the City of West Monroe, the City of Baton Rouge, and the Department of Public Safety, the expenditure impacts would be determined on a case by case basis. It would be difficult to calculate an estimated annual savings due to the uncertainty in the length of time an investigation could take and the uncertainty in the outcome of the investigation.

As an example, the City of Marksville noted that it would have incurred an expenditure decrease of approximately \$7,000 if this bill had been in place for past officer involved incidents (due to reduction in days of paid leave).

REVENUE EXPLANATION

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

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}

Michael G. Battle
 Manager, Advisory Services