



OFFICE OF LEGISLATIVE AUDITOR
Fiscal Note

Fiscal Note On: HB 19 HLS 17RS 515
Bill Text Version: ENGROSSED
Opp. Chamb. Action: W/ SEN FLOOR AMD
Proposed Amd.:
Sub. Bill For.:

Table with metadata: Date: May 24, 2017 3:57 PM; Author: MAGEE; Dept./Agy.: Parish Governments; Subject: Penalties for Violating Parish Ordinances; Analyst: Sarah Futch

CRIMINAL/PENALTIES EGF SEE FISC NOTE LF Page 1 of 2
Allows for the imposition of community service as a possible penalty for a violation of any parish ordinance

Purpose of Bill: This bill provides that a maximum of 100 hours of community service may be imposed for a violation of any parish ordinance in addition to, or in lieu of, the fines and imprisonment in current law. It should be noted that current law (La. R.S. 33:1243) provides exceptions for violations of certain East Baton Rouge Parish ordinances and violations of any Jefferson Parish ordinances.

Table with 7 columns: EXPENDITURES, REVENUES, 2017-18, 2018-19, 2019-20, 2020-21, 2021-22, 5-YEAR TOTAL. Rows include State Gen. Fd., Agy. Self-Gen., Ded./Other, Federal Funds, Local Funds, and Annual Total.

EXPENDITURE EXPLANATION

This bill's impact on local governmental expenditures statewide is indeterminable due to a lack of information regarding how this bill will change penalties being imposed on violators of parish ordinances statewide. Depending on how penalties being imposed change and the related costs of these penalties on local government, this bill could increase expenditures, decrease expenditures, or have no impact on expenditures. However, based on information obtained from several local government entities, this bill may have little to no impact on the expenditures of these entities.

Local governmental expenditures related to overseeing community service work may increase to the extent that judges do not currently impose community service on violators. However, this bill could decrease total expenditures assuming that community service is imposed in lieu of imprisonment and imprisonment costs more than community service oversight.

Based on information from the City Court of Houma, Caddo Parish, Ouachita Parish Police Jury, Caldwell Parish Police Jury, Caldwell Parish Sheriff's Office, Evangeline Parish Police Jury, and the Avoyelles Parish District Attorney's Office, it appears that this bill will have little to no impact on expenditures of these entities. (See next page for continuation)

REVENUE EXPLANATION

This bill's impact on local governmental revenues statewide is indeterminable due to a lack of information regarding how this bill will change penalties being imposed on violators of parish ordinances statewide. Depending on how penalties being imposed change and the related costs of these penalties on local government, this bill could increase revenues, decrease revenues, or have no impact on revenues. However, based on information obtained from several local government entities, this bill may have little to no impact on the revenues of these entities.

Local governmental revenues related to community service fees paid by offenders may increase to the extent that judges do not currently impose community service on violators. However, this bill could decrease total revenues assuming that community service fees are less than the fines that may otherwise have been imposed.

Based on information from the City Court of Houma, Caddo Parish, Ouachita Parish Police Jury, Caldwell Parish Police Jury, Caldwell Parish Sheriff's Office, Evangeline Parish Police Jury, and the Avoyelles Parish District Attorney's Office, it appears that this bill will have little to no impact on revenues of these entities. (See next page for continuation)

- 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}

Signature of Michael G. Battle, Manager, Advisory Services



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CONTINUED EXPLANATION from page one:

Expenditures/Revenues (cont):

One reason given by some of the entities above for the minimal fiscal impact is that judges already have the authority to impose community service work in lieu of fines, fees, and court costs or as part of a probation sentence.

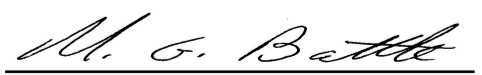
Senate

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}
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Michael G. Battle
Manager, Advisory Services