

OFFICE OF LEGISLATIVE AUDITOR Fiscal Note

Fiscal Note On: **HB 213** HLS 18RS 524

Bill Text Version: ENROLLED

Opp. Chamb. Action: Proposed Amd.:

Sub. Bill For.:

Date: May 9, 2018 11:29 AM

Dept./Agy.:4th Judicial District Court (JDC)

Subject: Transfer of surplus monies

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COURTS/COURT COSTS

EN NO IMPACT LF See Note

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Provides relative to the transfer of surplus monies in the Fourth JDC

Purpose of the Bill: This bill provides for the transfer of surplus monies in special funds of each parish within the 4th Judicial District upon request of the 4th Judicial District Court for deposit into the judicial expense fund. The special funds are from those funds which are used to pay jury fees/costs for attending jury duty and funds used to pay law enforcement for testifying as witnesses while off duty. The surplus monies are the amount of money that are in special funds at the end of each calendar year that is in excess of the amount paid for jury fees and off-duty law enforcement witness fees in that calendar year.

An official with the 4th JDC indicated that the surplus monies referred to by this bill are generated by collection of court costs on criminal and traffic cases.

EXPENDITURES	<u> 2018-19</u>	2019-20	<u>2020-21</u>	2021-22	2022-23	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
REVENUES	<u> 2018-19</u>	2019-20	2020-21	2021-22	2022-23	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

There is no anticipated direct material effect on overall governmental expenditures as a result of this bill as this bill authorizes the transfer of surplus money from special funds into the judicial expense fund.

This transfer will allow the 4th JDC to use the surplus money that is restricted for specific purposes (jury fees/costs and law enforcement witness fees) for more general purposes. This bill will not impact overall local governmental expenditures as the Court indicated that the money will be used to pay expenditures that would otherwise be paid out of the Court's fund balance.

Based on information from Ouachita Parish and Morehouse Parish, there was approximately \$1,999,000 in surplus monies (\$1,800,000 in Ouachita Parish and \$199,000 in Morehouse Parish) in these special funds as of December 31, 2017. In addition, surplus monies in these special funds may grow by approximately \$167,000 annually based on historical data (\$140,000 in Ouachita Parish and \$27,000 in Morehouse Parish).

REVENUE EXPLANATION

There is no anticipated direct material effect on overall local government revenues as a result of this bill. This bill provides for the transfer of surplus funds and does not provide for new or additional fees, court costs, or other sources of revenue.

<u>Senate</u> 13.5.1 >=	<u>Dual Referral Rules</u> \$100,000 Annual Fiscal Cost {S&H}	House 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}	M. G. Bath
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}	Michael G. Battle Manager, Advisory Services