

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **SB 534** SLS 18RS 1509
 Bill Text Version: **REENGROSSED**
 Opp. Chamb. Action: **w/ HSE FLOOR AMD**
 Proposed Amd.:
 Sub. Bill For.:

Date: May 16, 2018	5:24 PM	Author: MILKOVICH
Dept./Agy.: Statewide		Analyst: Monique Appeaning
Subject: Adds abortion and feticide to the list of crimes of violence		

ABORTION REF SEE FISC NOTE GF EX See Note Page 1 of 1
 Defines abortion and feticide as "crimes of violence". (gov sig)

Proposed law adds criminal abortion, first degree feticide, second degree feticide, third degree feticide, and aggravated criminal abortion by dismemberment to acts designated as a "crime of violence".

Proposed law specifies that coerced abortion is committed when any person intentionally engages in the use or threatened use of physical force against the person or property of a pregnant woman, with the intent to compel the pregnant woman to undergo an abortion against her will, whether or not the abortion procedure has been attempted or completed. Proposed law provides for fines or imprisoned terms, or both.

EXPENDITURES	2018-19	2019-20	2020-21	2021-22	2022-23	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
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	2018-19	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	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Annual Total						

EXPENDITURE EXPLANATION

Proposed law may impact SGF expenditures for the Department of Public Safety and Corrections - Correction Services (DPSC) if a person is convicted of criminal abortion, first degree feticide, second degree feticide, third degree feticide, and aggravated criminal abortion by dismemberment as a crime of violence. By adding the aforementioned crimes to the list of crimes of violence, certain eligibility opportunities may be prohibited under specific parts of the law with respect to certain considerations such as, but not limited to: *diminution and commutation of sentence for good behavior, suspended sentences and probation, and parole eligibility*. To the extent designation of these crimes as crimes of violence may lengthen incarceration for certain convictions, DPSC may realize increased expenditures.

Corrections Services realizes SGF expenditures of \$54.21 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 creates SGF expenditures of \$19,786.65 (\$54.21 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% in local facilities.

Proposed law may result in an indeterminable increase in local funds expenditures for local governmental authorities if a person is convicted of the crime of coerced abortion. The maximum imprisonment term is five years.

REVENUE EXPLANATION

The proposed law may result in an indeterminable increase in local funds revenue as a result of potential fines if a person is convicted of the crime of coerced abortion. The maximum fine assessed is \$5,000. 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
Evan Brasseaux
Staff Director