

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 241** HLS 19RS 721
 Bill Text Version: **ENGROSSED**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: April 26, 2019 1:19 PM **Author:** JOHNSON, M.
Dept./Agy.: Public Safety and Corrections **Analyst:** Monique Appeaning
Subject: Specific Parts of Law Changing From 17 to 18 yrs of age

JUVENILES EG INCREASE GF EX See Note Page 1 of 1
 Provides relative to certain crimes and delinquency provisions when the offender is under the age of eighteen

Proposed law changes age of seventeen to eighteen for cyberbullying, online impersonation, retaliation by a minor against a parent, legal custodian, witness, or complainant, illegal possession of a handgun by a juvenile, establishment of parish schools for youths authorized and related matters.

EXPENDITURES	2019-20	2020-21	2021-22	2022-23	2023-24	5 -YEAR TOTAL
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
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						
REVENUES	2019-20	2020-21	2021-22	2022-23	2023-24	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

Proposed law will result in an indeterminable net increase in SGF expenditures including an expenditure reduction for the Department of Public Safety and Corrections Services (DOC) and an expenditure increase for the Department of Public Safety and Corrections - Office of Juvenile Justice (OJJ) - see details below. Proposed law increases the threshold of juvenile status for certain offenses to those under eighteen years of age instead of those under seventeen.

Proposed law will result in a SGF expenditure decrease to DOC as a result of changes to specific parts of the law raising the age for juvenile applicability from seventeen to eighteen for cyberbullying, online impersonation, retaliation by a minor against a parent or legal custodian, and illegal possession of a handgun by a juvenile.

Proposed law will result in a SGF expenditure increase to OJJ as a result of specific parts of the law that raises the age from seventeen to eighteen for cyberbullying, online impersonation, retaliation by a minor against a parent or legal custodian, and illegal possession of a handgun by a juvenile.

Currently, there are no offenders serving time for cyberbullying, online impersonation or retaliation by a minor against a parent, legal custodian, witness, or complainant. There are currently, five (5) offenders with an average age of 17.1 years that have been convicted of illegal possession of a handgun. There were five (5) admissions in 2018 with an average sentence length imposed of 5.3 years. Assuming the average number of admissions and age of an offender convicted of illegal possession of a handgun by a juvenile remains the same, the state will realize a net increase to house the offender in OJJ. OJJ reports the average daily cost to house a youth statewide is \$156.62. The average daily rate to house an offender in an adult state facility is \$60.09. The proposed law would result in a net daily increase of \$96.53.

\$156.62	Statewide Average Daily Cost to House a Youth at OJJ
- 60.09	DOC average daily cost to house an offender in a state facility
\$ 96.53	Approximate average daily cost increase

REVENUE EXPLANATION

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

<u>Senate</u>	<u>Dual Referral Rules</u>	<u>House</u>
<input checked="" type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}		<input checked="" type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
<input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}		<input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

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