



LEGISLATIVE FISCAL OFFICE
Fiscal Note

Fiscal Note On: SB 34 SLS 20RS 161
Bill Text Version: ORIGINAL
Opp. Chamb. Action:
Proposed Amd.:
Sub. Bill For.:

Date: March 14, 2020 12:12 PM Author: CONNICK
Dept./Agy.: Statewide Analyst: Monique Appearing
Subject: Delinquency Petition - District Attorney

JUVENILE JUSTICE OR SEE FISC NOTE GF EX Page 1 of 1

Removes the requirement that a district attorney must be granted leave of court before amending a delinquency petition. (8/1/20)

Present law provides that, with leave of the court, petitioners may amend a delinquency petition at any time to cure defects of form. Proposed law removes the requirement for leave of court to amend a delinquency petition to cure defects of form, and adds that petitioners may amend the petition at any time to cure any defects of imperfection, omissions, uncertainty, or variance between the allegations of the petition and the evidence offered in support thereof.

Table with columns: EXPENDITURES, REVENUES, 2020-21, 2021-22, 2022-23, 2023-24, 2024-25, 5-YEAR TOTAL. Rows include State Gen. Fd., Agy. Self-Gen., Ded./Other, Federal Funds, Local Funds, and Annual Total.

EXPENDITURE EXPLANATION

Proposed law may result in an indeterminable impact on SGF expenditures to the Louisiana Public Defender Board (LPDB). LPDB reports that proposed law allows prosecutors around the state to amend a delinquency petition at any time, making no distinction between the early phases of a delinquency case and later phases of a delinquency case.

To the extent that juveniles may be held in pretrial detention for lengths above baseline averages, proposed law would result in an increase in Local Funds expenditures for local governing authorities.

The Louisiana District Attorneys Association reports that proposed law eliminates the requisite for leave of court, in a delinquency petition, when curing defects, incorporating additional allegations of fact or requesting adjudication.

REVENUE EXPLANATION

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

- Senate Dual Referral Rules House
13.5.1 >= \$100,000 Annual Fiscal Cost {S & H} 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
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}

Evan Brasseaux
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