

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 137** HLS 20RS 488

Bill Text Version: **ENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: May 9, 2020	7:15 AM	Author: MOORE
Dept./Agy.: Statewide		Analyst: Monique Appeaning
Subject: Vagrancy		

CRIME EG DECREASE LF EX See Note Page 1 of 1
Repeals the crime of vagrancy

Proposed law repeals the crime of vagrancy and the penalties associated with it. Proposed law shall have a prospective application only and shall have no effect on the lawfulness of any arrest, conviction, or sentence which occurred prior to the effective date of this Act.

EXPENDITURES	2020-21	2021-22	2022-23	2023-24	2024-25	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	DECREASE	DECREASE	DECREASE	DECREASE	DECREASE	
Annual Total						

REVENUES	2020-21	2021-22	2022-23	2023-24	2024-25	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

There is no anticipated direct material effect on state governmental expenditures as a result of this measure. Proposed law repeals a misdemeanor crime with a maximum imprisonment term of six (6) months. Proposed law will likely result in a decrease in Local Funds expenditures for local governing authorities associated with incarceration costs for individuals arrested or convicted for the crime of vagrancy.

NOTE: The Louisiana Public Defenders (LPD) reports that public defenders have represented clients in 142 cases where the client was charged with vagrancy. The agency states that it appears that the client was usually charged with other offenses as well, so these cases hypothetically would not have left the LPD system if the vagrancy statute did not exist. Repealing the statute would have such a small impact on LPD that the agency estimates no measurable impact on expenditures.

The District Attorneys similarly report that they do not anticipate a significant or measurable fiscal impact as a result of proposed law.

REVENUE EXPLANATION

There is no anticipated direct material effect on state governmental revenues as a result of this measure. Proposed law may result in a Local Funds revenue decrease for local governing authorities. Individuals committing the crime of vagrancy under present law are fined up to \$200, with those revenues accruing to local governing authorities. Repealing the crime will eliminate these fines.

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