

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 723** HLS 20RS 1085

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: May 12, 2020	6:22 AM	Author: HENRY, CHARLES
Dept./Agy.: Statewide		Analyst: Monique Appeaning
Subject: Simple Assault		

CRIMINAL/PENALTIES OR SEE FISC NOTE LF EX Page 1 of 1
Provides relative to penalties for the crime of simple assault

Present law provides for the crime of simple assault and defines it as an assault committed without a dangerous weapon. Proposed law provides for an increased penalty when the crime of simple assault is committed upon a store's or merchant's employee while engaged in the perpetration of or attempted perpetration of theft of goods.

Present law further provides that whoever commits the crime of simple assault shall be fined not more than \$200, or imprisoned for not more than 90 days, or both. Proposed law provides that when the crime of simple assault is committed upon a store's or merchant's employee while the offender or principal of the offense is engaged in the perpetration or attempted perpetration of theft of goods, the offender or principal of the offense shall be fined not more than \$500 and shall be imprisoned for not less than 15 days nor more than six months without the benefit of suspension of sentence.

EXPENDITURES	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						

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

Proposed law may result in an indeterminable increase of Local Funds expenditures for local governing authorities, if a person is convicted of the crime of simple assault upon a store's or merchant's employee while engaged in the perpetration of or attempted perpetration of theft of goods. A person convicted of simple assault under the provision of proposed law shall be imprisoned for not less than fifteen days nor more than six months without the benefit of suspension of sentence. The number of individuals that may be charged with and convicted is unknown and the expenditure impact to the local governing authorities is therefore indeterminable.

REVENUE EXPLANATION

Proposed law may result in an indeterminable increase in Local Funds revenue as a result of potential fines if a person is convicted of crime of simple assault is committed upon a store's or merchant's employee while engaged in the perpetration of or attempted perpetration of theft of goods. The maximum fine is \$500. The sentencing decisions cannot be determined and the potential revenue impact is therefore unknown.

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