

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **HB 12** HLS 202ES 51  
 Bill Text Version: **ORIGINAL**  
 Opp. Chamb. Action:  
 Proposed Amd.:  
 Sub. Bill For.:

**Date:** September 30, 2020 6:13 PM **Author:** MARINO  
**Dept./Agy.:** Board of Pardons and the Committee on Parole **Analyst:** Monique Appearing  
**Subject:** Teleconference

PARDON/PAROLE OR SEE FISC NOTE GF EX Page 1 of 1  
 Provides relative to meetings of the Board of Pardons and the committee on parole (Items #25, 28, and 40)

Proposed law provides that the Board of Pardons (BOP) and the committee on parole (COP) may hold its meetings or hearings by teleconference (TC) as part of a regular schedule if the meetings or hearings complies to all requirements delineated in proposed law. Proposed law provides for definitions. Proposed law provides that no changes to any rules, policies or directives may be done via TC. Proposed law provides that a meeting or hearing of the COP conducted by TC shall not require a quorum to be present physically at the anchor location of the meeting or hearing. Proposed law provides that the COP shall adopt rules pursuant to the Administrative Procedure Act to implement proposed law. Present law provides that crime victims or the victim's family, a victim advocacy group, and the district attorney or his representative providing testimony may appear before the BOP by means of telephone communication from the office of the local district attorney (DA). Proposed law amends the present law and provides TC communications by certain persons via TC. Present law provides that crime victims or the victim's family, a victim advocacy group, and the DA or his representatives, may appear before the COP by means of telephone communication from the office of the local DA. Proposed law amends the present law and provides that persons wishing to provide testimony shall appear before the COP by means of TC or telephone communication.

| <b>EXPENDITURES</b> | <b>2020-21</b> | <b>2021-22</b> | <b>2022-23</b> | <b>2023-24</b> | <b>2024-25</b> | <b>5 -YEAR TOTAL</b> |
|---------------------|----------------|----------------|----------------|----------------|----------------|----------------------|
| State Gen. Fd.      | SEE BELOW      | SEE BELOW      | SEE BELOW      | SEE BELOW      | SEE BELOW      |                      |
| Agy. Self-Gen.      | \$0            | \$0            | \$0            | \$0            | \$0            | <b>\$0</b>           |
| Ded./Other          | \$0            | \$0            | \$0            | \$0            | \$0            | <b>\$0</b>           |
| Federal Funds       | \$0            | \$0            | \$0            | \$0            | \$0            | <b>\$0</b>           |
| Local Funds         | SEE BELOW      | SEE BELOW      | SEE BELOW      | SEE BELOW      | SEE BELOW      |                      |
| <b>Annual Total</b> |                |                |                |                |                |                      |
| <b>REVENUES</b>     | <b>2020-21</b> | <b>2021-22</b> | <b>2022-23</b> | <b>2023-24</b> | <b>2024-25</b> | <b>5 -YEAR TOTAL</b> |
| State Gen. Fd.      | \$0            | \$0            | \$0            | \$0            | \$0            | <b>\$0</b>           |
| Agy. Self-Gen.      | \$0            | \$0            | \$0            | \$0            | \$0            | <b>\$0</b>           |
| Ded./Other          | \$0            | \$0            | \$0            | \$0            | \$0            | <b>\$0</b>           |
| Federal Funds       | \$0            | \$0            | \$0            | \$0            | \$0            | <b>\$0</b>           |
| Local Funds         | <u>\$0</u>     | <u>\$0</u>     | <u>\$0</u>     | <u>\$0</u>     | <u>\$0</u>     | <b>\$0</b>           |
| <b>Annual Total</b> | <b>\$0</b>     | <b>\$0</b>     | <b>\$0</b>     | <b>\$0</b>     | <b>\$0</b>     | <b>\$0</b>           |

**EXPENDITURE EXPLANATION**

Proposed law will not result in an expenditure change to the Department of Public Safety and Corrections (DPSC) - Corrections Services for state facilities as it simply ensures that Parole/Pardon hearings continue via teleconference of the inmates. Proposed law may result in an indeterminable SGF expenditure decrease to DPSC - Board of Pardons and Committee on Parole if teleconference meetings and hearings continue. These entities commenced remote meetings and hearings post COVID-19. The potential savings will depend on the need for security staff and whether participating committee or board members travel to the anchor location (DPSC - Headquarters in Baton Rouge).

For informational purposes only - cost information provided by the agency reflects the following:

*Committee on Parole Hearing Cost*

*Daily Cost for Security Staff for Parole Hearings = \$525*  
*Travel Reimbursement 3 Committee Members = \$459*  
*Travel Reimbursement 5 Committee Members = \$765*

*Board of Pardon Hearing Cost*

*Daily Cost for Security Staff for Pardon Hearings = \$1,050*  
*Travel Reimbursement 5 Board Members = \$765*

*Total Number Days Hearings were conducted in 2019*

*Parole Hearing = 136*  
*5 Member Parole Hearings = 5*  
*Pardon Hearings = 12*

*Cost to Conduct Hearings in 2019 = \$162,061*

**Louisiana District Attorneys Association (LDAA)**

LDAA reports that the passage of proposed law would result in an indeterminable decrease in local expenditures for District Attorneys. The decrease in expenditures would come from the ability of the District Attorney (DA) or his representative to appear via teleconference as opposed to in person. It would also decrease because others would be allowed to appear via teleconference or telephone without having to be at the DA's Office. It is impossible to determine the amount of the decrease because it is not known how many DAs and others will use this format to appear before either group.

**REVENUE EXPLANATION**

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

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}

*Alan M. Boxberger*  
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**Staff Director**