



# LEGISLATIVE FISCAL OFFICE

## Fiscal Note

Fiscal Note On: **HCR 5** HLS 21RS 953

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

|  |         |                                  |
|--|---------|----------------------------------|
| <b>Date:</b> May 2, 2021   | 2:39 PM | <b>Author:</b> MCCORMICK         |
| <b>Dept./Agy.:</b> Statewide   |         | <b>Analyst:</b> Rebecca Robinson |
| <b>Subject:</b> Suspends criminal penalties for emergency order violations |         |                                  |

CRIMINAL/PENALTIES OR SEE FISC NOTE LF EX Page 1 of 1  
 Suspends criminal penalties for emergency order violations

Proposed concurrent resolution suspends the enforcement of criminal penalties relative to religious assembly for violation of a proclamation of a state of emergency under R.S. 14:329.6; the powers of the governor under R.S. 29:724 and 727. The proposed resolution shall become effective upon the adoption of the resolution and shall extend through the sixtieth day after final adjournment of the 2022 Regular Session of the Legislature of Louisiana.

| EXPENDITURES        | <u>2021-22</u> | <u>2022-23</u> | <u>2023-24</u> | <u>2024-25</u> | <u>2025-26</u> | <u>5 -YEAR TOTAL</u> |
|---------------------|----------------|----------------|----------------|----------------|----------------|----------------------|
| 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         | SEE BELOW      | SEE BELOW      | <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>           |

  

| REVENUES            | <u>2021-22</u> | <u>2022-23</u> | <u>2023-24</u> | <u>2024-25</u> | <u>2025-26</u> | <u>5 -YEAR TOTAL</u> |
|---------------------|----------------|----------------|----------------|----------------|----------------|----------------------|
| 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         | SEE BELOW      | SEE BELOW      | <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>           |

**EXPENDITURE EXPLANATION**

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

There may be a decrease in expenditures to the District Attorney's office, a local judicial district or other local court, or other local governmental entities as a result of the suspension of the enforcement of a violation of a proclamation of a state of emergency. Local governmental entities will no longer bear the cost of prosecution or the cost of incarcerating any persons convicted for violating a proclamation of a state of emergency. The occurrence of any such prosecutions is speculative and unknown. Therefore the expenditure impact is indeterminable.

**REVENUE EXPLANATION**

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

There may be a decrease in revenues to local governmental entities as a result of the suspension of the enforcement of a violation of a proclamation of a state of emergency. Local governmental entities will no longer receive any fines imposed upon conviction of a person for violating a proclamation of a state of emergency. The occurrence of any such fines imposed upon conviction is speculative and unknown. Therefore the revenue impact is indeterminable.

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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**Alan M. Boxberger**  
Staff Director