



**LEGISLATIVE FISCAL OFFICE
Fiscal Note**

Fiscal Note On: **SB 70** SLS 22RS 288
 Bill Text Version: **ENROLLED**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

| | | |
|---|---------|----------------------------------|
| Date: May 24, 2022 | 2:33 PM | Author: TALBOT |
| Dept./Agy.: Corrections | | Analyst: Rebecca Robinson |
| Subject: Theft of catalytic converter or engine control module | | |

THEFT EN INCREASE GF EX See Note Page 1 of 1
 Creates the crime of theft of a catalytic converter. (8/1/22)

Proposed legislation creates the crime of theft of a catalytic converter or engine control module and imposes penalties. Requires any person or firm engaged in the business of buying or selling unattached catalytic converters or engine control modules as a single item and not as part of a scrapped motor vehicle shall register with the chief of police and sheriff of each city and parish where the business is conducted.

| EXPENDITURES | 2022-23 | 2023-24 | 2024-25 | 2025-26 | 2026-27 | 5 -YEAR TOTAL |
|---------------------|----------------|----------------|----------------|----------------|----------------|----------------------|
| State Gen. Fd. | INCREASE | INCREASE | INCREASE | INCREASE | INCREASE | |
| 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 | INCREASE | INCREASE | INCREASE | INCREASE | INCREASE | |
| Annual Total | | | | | | |

| REVENUES | 2022-23 | 2023-24 | 2024-25 | 2025-26 | 2026-27 | 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 | INCREASE | INCREASE | INCREASE | INCREASE | INCREASE | |
| Annual Total | | | | | | |

EXPENDITURE EXPLANATION

There will be an increase in the expenditures to the Department of Public Safety & Corrections - Corrections Services (DPS&C) to the extent a person is convicted of the theft of a catalytic converter or engine control module and is sentenced to imprisonment at hard labor (a felony). The exact fiscal impact of the passage of this legislation is indeterminable, since it is not known how many individuals will be convicted of the new crime. However, any offender sentenced to the custody of DPS&C increases SGF expenditures by \$26.39 per day per offender in adult local housing and \$83.23 per day per offender in a state facility. Any offender convicted of these crimes would cost DPS&C \$9,632 annually (\$26.39 per day per offender x 365 days) per offender in adult local housing and \$30,379 annually (\$83.23 per day per offender x 365 days) per offender in a state facility. The maximum period of incarceration is 20 years. The maximum increase to the SGF would be \$192,640 per offender (\$9,632 annually per offender x 20 years) in adult local housing and \$607,580 per offender (\$30,379 annually per offender x 20 years) in a state facility.

There will be an increase in local expenditures to the extent a person is convicted of the theft of a catalytic converter or engine control module and is sentenced to imprisonment without hard labor (a misdemeanor). The expenditure increase will depend on the number of persons convicted, the minimum sentence an offender serves, and the cost per day for a local law enforcement agency to incarcerate an offender.

There may be a minimal increase, if any, to local law enforcement entities to the extent that the registration of businesses engaged in buying or selling unattached catalytic converters or engine control modules creates an increase in workload of those entities.

REVENUE EXPLANATION

There may be an indeterminable increase in local funds revenue as a result of potential fines if a person is convicted of this new crime. The maximum fine is \$50,000 and the potential revenue will accrue to the local government entities.

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
 Interim Deputy Fiscal Officer