



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

Fiscal Note On: **SB 304** SLS 22RS 537  
 Bill Text Version: **ENROLLED**  
 Opp. Chamb. Action:  
 Proposed Amd.:  
 Sub. Bill For.:

<b>Date:</b> June 6, 2022	10:57 AM	<b>Author:</b> CATHEY
<b>Dept./Agy.:</b> Corrections		
<b>Subject:</b> Diminution of sentence		<b>Analyst:</b> Rebecca Robinson

CRIME/PUNISHMENT EN INCREASE GF EX See Note Page 1 of 1  
 Provides relative to commutation of a prison sentence for good behavior. (gov sig)

Proposed legislation provides that a person convicted in the death of a victim, killed in the line of duty as a peace officer or first responder, shall earn diminution of sentence at a rate of 1 day for every 30 days in custody.

<b>EXPENDITURES</b>	<b>2022-23</b>	<b>2023-24</b>	<b>2024-25</b>	<b>2025-26</b>	<b>2026-27</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
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>	<u><b>\$0</b></u>
<b>Annual Total</b>						
<b>REVENUES</b>	<b>2022-23</b>	<b>2023-24</b>	<b>2024-25</b>	<b>2025-26</b>	<b>2026-27</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	DECREASE	DECREASE	DECREASE	DECREASE	DECREASE	
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>	<u><b>\$0</b></u>
<b>Annual Total</b>						

**EXPENDITURE EXPLANATION**

There will be an indeterminable increase in SGF expenditures for the Department of Public Safety & Corrections - Corrections Services (DPS&C) as a result of the proposed measure. The proposed legislation would only apply to persons convicted of manslaughter, negligent homicide, or vehicular homicide in the death of a victim killed in the line of duty who was a peace officer or first responder. Under current law, depending on the circumstances of each case and the sentence imposed, offenders earn good time at a rate of 1 day for every 3 days in custody (or 25%), 30 days for every 30 days in custody (or 50%), or 13 days for every 7 days in custody (or 65%). Under the proposed law, these offenders would earn good time at a rate of 1 day for every 30 days in custody (or 3.2%). The net impact would be an increase in expenditures to DPS&C as certain offenders would earn good time at a substantially lower rate under the proposed law than under the current law, and would remain in custody longer. Any offender remaining in the custody of DPS&C increases SGF expenditures of \$26.39 per day per offender (and \$9,632 annually per offender) in adult local housing and \$83.23 per day per offender (and \$30,379 annually per offender) in a state facility.

**REVENUE EXPLANATION**

There will be an indeterminable decrease in self-generated revenue to DPS&C - Probation & Parole to the extent any offender remains in custody longer and is not released on parole under proposed law than under current law.

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*  
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**Evan Brasseaux**  
 Interim Deputy Fiscal Officer