

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



Fiscal Note On: **HB 284** HLS 23RS 371

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

<b>Date:</b> April 7, 2023	7:55 AM	<b>Author:</b> MARINO
<b>Dept./Agy.:</b> Corrections		<b>Analyst:</b> Daniel Druilhet
<b>Subject:</b> Possession of Firearm by Persons Convicted of Felonies		

WEAPONS/FIREARMS

OR INCREASE GF EX See Note

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Provides relative to the crime of possession of a firearm by a person convicted of certain felonies

Current law provides that it is illegal for a person convicted, or found not guilty by reason of insanity, of an enumerated list of felonies to possess a firearm or carry a concealed weapon.

Proposed law amends present law to add the manufacture or distribution of a controlled dangerous substance listed in Schedule I, II, III, IV, or V as additional felonies for which it is illegal for a person convicted to possess a firearm or carry a concealed weapon.

<b>EXPENDITURES</b>	<b>2023-24</b>	<b>2024-25</b>	<b>2025-26</b>	<b>2026-27</b>	<b>2027-28</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>	<b>\$0</b>
<b>Annual Total</b>						
<b>REVENUES</b>	<b>2023-24</b>	<b>2024-25</b>	<b>2025-26</b>	<b>2026-27</b>	<b>2027-28</b>	<b>5 -YEAR TOTAL</b>
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Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
<b>Annual Total</b>						

**EXPENDITURE EXPLANATION**

Proposed law will likely result in an indeterminable increase in SGF expenditures in the Department of Public Safety and Corrections – Corrections Services (DPSC – CS) to the extent that a person is convicted of possessing a firearm or carrying a concealed weapon having already been convicted of manufacturing or distributing a Schedule I, II, III, IV, or V, controlled dangerous substance. The exact fiscal impact of the passage of this legislation is indeterminable, since it adds certain offenses to the list of felonies for which it is illegal for a person convicted to possess a firearm or carry a concealed weapon, and it is not known how many people will be convicted as a result of this change.

SGF expenditures will increase by \$101.76 per offender per day to the extent that an offender is convicted and then subsequently housed in a state facility or \$26.39 per offender per day for a state offender housed in a local facility. An offender sentenced to the custody of the DPSC – CS for one year would increase expenditures by \$37,142.40 (\$101.76 per day x 365 days) if housed in a state facility and \$9,632.35 (\$26.39 per day x 365 days) if housed in a local facility.

**REVENUE EXPLANATION**

Proposed law will likely result in an indeterminable increase in local revenues as a result of potential fines for possessing a firearm or carrying a concealed weapon having already been convicted of manufacturing or distributing a Schedule I, II, III, IV, or V, controlled dangerous substance. The maximum fine for offenses included within an enumerated list of prior felony convictions that make it illegal to possess a firearm or carry a concealed weapon ranges from not less than \$2,000 to no more than \$5,000. The exact fiscal impact of passage of this legislation on local revenues is indeterminable because it is not known how many people will be convicted or the number and amount of fines that will be assessed as a result of this change to current law.

Senate

Dual Referral Rules

House

13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}

6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}

13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

*Evan Brasseaux*

**Evan Brasseaux**  
**Interim Deputy Fiscal Officer**