



LEGISLATIVE FISCAL OFFICE
Fiscal Note

Fiscal Note On: **HB 66** HLS 23RS 251
 Bill Text Version: **ORIGINAL**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: April 19, 2023	4:23 PM	Author: VILLIO
Dept./Agy.: Corrections		
Subject: Forfeiture of Good Time Credits for Parole Supervision Date		Analyst: Daniel Druilhet

CORRECTIONS/PRISONERS OR INCREASE GF EX See Note Page 1 of 1
 Provides relative to forfeiture of good time credit

Current law allows forfeiture of all good time and credits earned by an inmate toward reduction of the projected parole supervision date earned on that portion of his sentence if he commits simple or aggravated escape (from any correctional facility, work release facility, or while in custody of any law enforcement officer), a parole violation, or battery of a corrections or police officer. Proposed law amends current law on forfeiture of good time credits earned by an inmate toward reduction of projected good time credits earned on that portion of his sentence based on conviction for specific crimes as follows: **all** good time and credits forfeited for any crime of violence punishable by imprisonment of more than 10 years, battery (2nd degree, battery of a police officer or a correctional facility employee, emergency room, emergency services personnel, or healthcare professional), disarming of a peace officer, aggravated assault, sexual battery (2nd degree or oral), simple kidnapping, simple robbery, or simple or aggravated escape; **3 years** forfeiture for simple battery, simple assault, failure to obey direct orders, misdemeanor sexual battery, participating in a riot, or possession of certain contraband; **2 years** forfeiture for fighting without a weapon, destruction of property, theft, refusal to work, violations of curfew, or possession of certain contraband; **1 day** forfeiture for gambling, trespass in an unauthorized area, disorderly conduct, insubordination, or possession of certain contraband.

EXPENDITURES	2023-24	2024-25	2025-26	2026-27	2027-28	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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total						

REVENUES	2023-24	2024-25	2025-26	2026-27	2027-28	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	DECREASE	DECREASE	DECREASE	DECREASE	DECREASE	
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total						

EXPENDITURE EXPLANATION

Proposed law will likely result in an indeterminable increase in SGF expenditures to the Department of Safety and Corrections - Corrections Services (DPS & C - CS) to the extent that a person commits one of over 30 offenses while incarcerated that would result in mandatory forfeiture of all or a portion of good time credits earned toward his good time parole supervision date. Current law makes it optional that an inmate who commits one of two offenses while incarcerated would forfeit all good time and credits earned toward his good time parole supervision date. Proposed law expands the list of offenses committed by an inmate that would result in a mandated forfeiture of all good time and credits earned toward his good time parole supervision date. Proposed law also creates three additional categories of offenses that, if committed by an inmate, would result in forfeiture of 3 years, 2 years, or 1 day of good time and credit earned toward his good time parole supervision date. Each instance where an inmate commits the categorized offenses will result in a reduction or complete forfeiture of good time credits earned toward his good time parole supervision date, which will result in longer stays of incarceration. The exact fiscal impact of the passage of this legislation is indeterminable, since it is impossible to determine the number of inmates that will commit one of the enumerated offenses while incarcerated with good time credits earned toward their good time parole supervision dates.

SGF expenditures will increase by \$101.76 per offender per day to the extent that an offender currently incarcerated in a state facility loses all or a portion of good credits earned toward his good time parole supervision date and remains housed for a longer period of time or \$26.39 per offender per day for an 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 decrease in self-generated revenue to DPS&C - Probation and Parole to the extent any offender remains in custody longer and is not released on parole at an earlier date. The current daily parole supervision rate for adult offenders is \$5.60 per day, which would result in an annual loss of \$2,044 (\$5.60 x 365) in parole supervision SGR.

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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