

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **SB 184** SLS 24RS 479
 Bill Text Version: **ORIGINAL**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: March 13, 2024 6:28 PM	Author: KLEINPETER
Dept./Agy.: Corrections/Sheriffs	
Subject: Aggravated Flight from an Officer	Analyst: Daniel Druilhet

CRIME/PUNISHMENT OR SEE FISC NOTE GF EX Page 1 of 1
 Increases the maximum time of incarceration for aggravated flight from an officer. (8/1/24)

Current law states that whoever commits aggravated flight from an officer shall be imprisoned for not more than five years at hard labor and fined not more than \$2,000; provides that whoever commits the crime of aggravated flight from an officer than results in serious bodily injury shall be imprisoned for not more than ten years at hard labor and fined not more than \$2,000. Proposed law increases the maximum sentence of imprisonment for those convicted of aggravated flight from an officer to not no more than 10 years at hard labor; increases the maximum sentence of imprisonment for those convicted of aggravated flight from an officer that results in serious bodily injury to no more than 15 years at hard labor; effective 8/01/24.

EXPENDITURES	2024-25	2025-26	2026-27	2027-28	2028-29	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
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	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total						
REVENUES	2024-25	2025-26	2026-27	2027-28	2028-29	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	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Annual Total						

EXPENDITURE EXPLANATION

Proposed law may result in an indeterminable increase in SGF expenditures in the Department of Public Safety and Corrections – Corrections Services (DPS&C – CS) if a person is convicted of aggravated flight from an officer or aggravated flight from an officer that results in serious bodily injury. Proposed law has the effect of increasing the maximum penalty of imprisonment of not more than 10 years at hard labor for aggravated flight from an officer, and assesses an enhanced penalty of imprisonment of not more than 15 years at hard labor for aggravated flight from an officer that involves serious bodily injury. The exact fiscal impact of the passage of this legislation is indeterminable because it is not known how many people will be convicted and subject to a sentence of imprisonment or the length of those sentences as a result of its potential enactment.

For illustrative purposes, SGF expenditures will increase by \$107.60 per offender per day to the extent that an offender is convicted, sentenced, and then subsequently housed in a state facility or \$26.39 per offender per day for an offender housed in a local facility. Corrections Services reports that impacts on offender populations are anticipated to affect the number of offenders held in local facilities. Corrections Services reports that in managing its offender population, it seeks to fill all beds in state facilities first, then assigns overflow offenders to local facilities.

For informational purposes, DPS&C reports that there has been an annual average of 480 admissions in the past three years with an average sentence length of 2.7 years for those convicted of aggravated flight from an officer. Assuming that additional offenders would be housed at the local level, annual expenditures would begin to exceed \$100,000 with the admission of 11 offenders convicted of aggravated flight from an officer each year.

REVENUE EXPLANATION

Proposed law may result in an indeterminable increase in local revenues as a result of convictions of aggravated flight from an officer. The exact fiscal impact of the passage of this legislation on local revenue is indeterminable because the fines that would be imposed on those convicted may vary. The potential revenue will accrue to the local governing authority.

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}

Patrice Thomas
 Deputy Fiscal Officer