

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 730** HLS 24RS 1023

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: April 9, 2024	5:19 PM	Author: MENA
Dept./Agy.: Corrections/Sheriffs		Analyst: Daniel Druilhet
Subject: Work Release Programs		

CORRECTIONS/PRISONERS OR SEE FISC NOTE GF EX Page 1 of 1
Creates "The Fairness and Safety Act for Louisiana Incarcerated Workers"

Current law provides for the work release program for inmates housed in parish jail or prison; provides that wages of any inmate shall be disbursed by the sheriff for a variety of purposes, including food, board, clothing, dental, and medical expenses; provides for vocational training and employment opportunities for all inmates within the custody of the Department of Public Safety & Corrections - Corrections Services (DPS&C.- CS); provides that inmates may be compensated for work performed within the limits in grades fixed by the secretary of DPS&C. Proposed law provides for its legislative intent; replaces the word inmates with incarcerated individual; mandates that any wages disbursed by a sheriff for the board of an incarcerated individual to not exceed 1/3 of that individual's gross pay; requires each incarcerated worker and work environment employing incarcerated workers to adhere to rules regarding worker compensation and OSHA minimum safety requirements; requires mandatory safety training and necessary protective equipment to be provided to every incarcerated worker; requires DPS&C-CS to establish a Fair Wages Advisory Committee, promulgate rules necessary for and establish mechanisms to monitor the effectuation of fair wages for incarcerated workers, and produce and make available to the public and the legislature an annual report detailing fair wages; mandates that an incarcerated individual is entitled to receive fair wages for his labor.

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	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

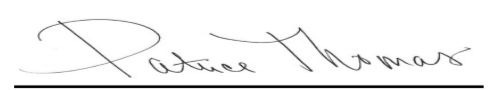
The Department of Public Safety & Corrections-Corrections Services (DPS&C-CS) advises that there will be no fiscal impact to the agency with enactment of the proposed legislation. However, the LFO has concerns that DPS&C-CS has not contemplated the following costs - an impact to inmate gross pay, implementing minimum safety requirements by the Occupational Safety and Health Administration (OSHA), and the requirement that DPS&C-CS provide mandatory safety training and supply necessary protective equipment and gear tailored to the requirements of each job (at no personal expense to those incarcerated). The LFO has contacted DPS&C-CS for additional clarification and will provide more information as it becomes available.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

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