

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **SB 422** SLS 26RS 1144

Bill Text Version: **ENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: April 9, 2026	12:18 PM	Author: MILLER, G.
Dept./Agy.: Corrections and Sheriffs		Analyst: Daniel Druilhet
Subject: Unsupervised Probation - Operating While Impaired		

CRIME/PUNISHMENT

EG SEE FISC NOTE GF EX

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Provides for unsupervised probation in certain circumstances for fourth offense operating while impaired. (8/1/26)

Current law provides that on a fourth or subsequent offense of operating while impaired, an offender will be fined \$5,000 and imprisoned, with or without hard labor, for no less than 10 nor more than 30 years, with two years of imprisonment to be served without the benefit of parole, probation, or suspension of sentence, subject to certain exceptions. Proposed law retains current law and provides that unless the court suspends all or part of the remainder of the offender's sentence of imprisonment, after the offender completes his incarceration period, home incarceration period, active treatment or drug division probation program, active probation, or parole, the court will place the offender on unsupervised probation until either the completion date of his original sentence or 20 years from the date of sentencing, whichever is longer; effective 8/01/26.

EXPENDITURES	2026-27	2027-28	2028-29	2029-30	2030-31	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	2026-27	2027-28	2028-29	2029-30	2030-31	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

Proposed law may result in an indeterminable increase in SGF expenditures in the Department of Public Safety and Corrections-Corrections Services (DPS&C-CS), to the extent that an offender placed on unsupervised probation is returned to the custody of DPS&C-CS after violating the terms of unsupervised probation. The proposed law may have the effect of returning an offender on unsupervised probation who violates the terms of his unsupervised probation to the custody of DPS&C-CS. The exact fiscal impact to expenditures to DPS&C-CS is indeterminable, because it is unknown the number of offenders with fourth convictions for driving while impaired that will violate the terms of unsupervised probation.

The LFO has requested additional information from DPS&C-CS. If and when additional relevant information is received, this fiscal note will be updated.

REVENUE EXPLANATION

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

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}

Patrice Thomas
Deputy Fiscal Officer