



LEGISLATIVE FISCAL OFFICE

Fiscal Note

Fiscal Note On: **HB 20** HLS 05RS 52
Bill Text Version: **ORIGINAL**
Opp. Chamb. Action:

Sub. Bill For.:
Proposed Amd.:

Date: April 22, 2005	4:14 PM	Author: STRAIN
Dept./Agy.: Corrections		
Subject: Criminal penalties		Analyst: Kristy Freeman

CONTROLLED SUBSTANCES OR INCREASE GF EX See Note Page 1 of 1
Prohibits the production, manufacture, and distribution of hallucinogenic plant products

Proposed law provides penalties for unlawful production, manufacture, distribution, or possession with intent to manufacture, produce, or distribute a material, compound, mixture, or preparation intended for human consumption which contains a hallucinogenic plant of imprisonment with or without hard labor for not less than two years nor more than 10 years and may, in addition, be sentenced to pay a fine of not more than \$20,000.

Proposed law provides penalties for unlawful possession of a material, compound, mixture, or preparation intended for human consumption which contains a hallucinogenic plant of a term of imprisonment with or without hard labor for not more than five years and may, in addition, be sentenced to pay a fine of not more than \$5,000.

EXPENDITURES	<u>2005-06</u>	<u>2006-07</u>	<u>2007-08</u>	<u>2008-09</u>	<u>2009-10</u>	<u>5 -YEAR TOTAL</u>
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	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	<u>2005-06</u>	<u>2006-07</u>	<u>2007-08</u>	<u>2008-09</u>	<u>2009-10</u>	<u>5 -YEAR TOTAL</u>
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	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

It is impossible to determine how many persons might be convicted of the aforementioned crimes. There are currently no statistics available on the number of people who might be convicted of this crime, as this legislation creates a new crime. However, State General Fund expenditures could increase (\$22.39 per day offender sentenced to the custody of the Department of Corrections and housed at the local level) to the extent more persons are imprisoned with enforcement of the proposed legislation.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure. However, any revenue generated through the imposition of higher fines created by this legislation would accrue to local governmental entities.

<u>Senate</u>	<u>Dual Referral Rules</u>	<u>House</u>	
☐ 13.5.1 >= \$500,000 Annual Fiscal Cost		☐ 6.8(F) >= \$500,000 Annual Fiscal Cost	Robert E. Hosse
☐ 13.5.2 >= \$500,000 Annual Tax or Fee Change		☐ 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease	Economist/Section Director