



OFFICE OF LEGISLATIVE AUDITOR Fiscal Note

Fiscal Note On: **HB 158** HLS 13RS 727

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

| | |
|---|----------------------------|
| Date: April 1, 2013 3:52 PM | Author: LANDRY |
| Dept./Agy.: 14th, 16th, and 36th Judicial District Attorneys | Analyst: Tim Mathis |
| Subject: Probation Pilot Program for Certain Offenders | |

CRIMINAL/SENTENCING

OR +\$650,900 LF EX See Note

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Creates a pilot program to provide supervised probation of certain offenders in certain judicial districts

Purpose of the Bill: This measure creates (no later than January 1, 2014) a pilot program under the 14th, 16th, and 36th Judicial Districts for the supervised probation of eligible offenders convicted of a first or second felony offense (excluding those convicted of a crime of violence or sex offense). To defray the cost of supervision, the court may order monthly fees between \$60 and \$110, payable to the district attorney. If the defendant is unable to pay the minimum fee, the court may require the defendant to perform community service in lieu of the supervision fee.

The district attorney or the court may terminate an offender's participation in the program at any time. The bill requires an evaluation of the program presented to the Legislature prior to the 2017 Regular Session.

| EXPENDITURES | 2013-14 | 2014-15 | 2015-16 | 2016-17 | 2017-18 | 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 | \$385,760 | \$500,700 | \$650,900 | \$650,900 | \$650,900 | \$2,839,160 |
| Annual Total | \$385,760 | \$500,700 | \$650,900 | \$650,900 | \$650,900 | \$2,839,160 |

| REVENUES | 2013-14 | 2014-15 | 2015-16 | 2016-17 | 2017-18 | 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 | \$343,200 | \$513,840 | \$686,400 | \$686,400 | \$686,400 | \$2,916,240 |
| Annual Total | \$343,200 | \$513,840 | \$686,400 | \$686,400 | \$686,400 | \$2,916,240 |

EXPENDITURE EXPLANATION

This bill may increase local fund expenditures by \$650,900 collectively for the 14th, 16th, and 36th Judicial Districts by 2017 (reporting date to the Legislature).

According to officials with each Judicial District, new expenditures may include hiring probation officers and administrative staff, drug screening, and miscellaneous office expenses with this program. These estimates are based on the number of expected probationers eligible for the program and required overhead expenses.

| | 2013-14 | 2014-15 | 2015-16 | 2016-17 | 2017-18 |
|--------------|------------------|------------------|------------------|------------------|------------------|
| 14th JDC | \$148,500 | \$148,500 | \$297,000 | \$297,000 | \$297,000 |
| 16th JDC | \$145,260 | \$245,700 | \$234,900 | \$234,900 | \$234,900 |
| 36th JDC | \$92,000 | \$106,500 | \$119,000 | \$119,000 | \$119,000 |
| TOTAL | \$385,760 | \$500,700 | \$650,900 | \$650,900 | \$650,900 |

REVENUE EXPLANATION

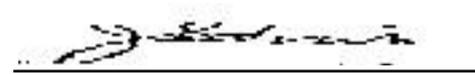
This bill may increase local fund revenues by \$686,400 collectively for the 14th, 16th, and 36th Judicial Districts by 2017 (reporting date to the Legislature).

Officials from the 14th, 16th and 36th JDCs informed us the monthly supervision fee to defray costs of the pilot program would be \$65, \$60, and \$60 in each district, respectively. Estimated revenue for each JDC:

| | 2013-14 | 2014-15 | 2015-16 | 2016-17 | 2017-18 |
|--------------|------------------|------------------|------------------|------------------|------------------|
| 14th JDC | \$156,000 | \$156,000 | \$312,000 | \$312,000 | \$312,000 |
| 16th JDC | \$122,400 | \$244,800 | \$244,800 | \$244,800 | \$244,800 |
| 36th JDC | \$64,800 | \$113,040 | \$129,600 | \$129,600 | \$129,600 |
| TOTAL | \$343,200 | \$513,840 | \$686,400 | \$686,400 | \$686,400 |

(NOTE) This measure allows each JDC to charge a supervision fee not to exceed \$110 per month, and as such, revenues may increase more should each JDC increase the supervision fee.

| Senate | Dual Referral Rules | House |
|--|---------------------|--|
| <input checked="" type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} | | <input type="checkbox"/> 6.8(F) >= \$500,000 Annual Fiscal Cost {S} |
| <input checked="" type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H} | | <input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S} |



Joy Irwin
Director of Advisory Services