

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 678** HLS 14RS 559
 Bill Text Version: **ORIGINAL**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: March 24, 2014 5:27 PM **Author:** JACKSON, K
Dept./Agy.: Corrections **Analyst:** Stephanie C. Blanchard
Subject: Reimbursing sheriffs for housing certain parolees

PUBLIC SFTY/CORRECTIONS OR INCREASE GF EX See Note Page 1 of 1
 Requires DPS&C to reimburse sheriffs for housing parolees who are arrested pending the parole revocation hearing

Present law provides that for any individual committed to the custody of the Department of Public Safety and Corrections who is housed in a parish jail or institution after final sentence, the department shall pay to each parish sheriff, or to the governing authority of those parishes in which the governing authority of those parishes in which the governing authority operates the parish jail, for keeping and feeding the individual in the parish jail the sum of \$24.39 per day. Such daily sum shall be paid from the date of sentencing until the individual is confined in a penal or correctional institution under the supervision of the department. Proposed law retains present law and provides that the sheriff shall also be reimbursed by the department at the same rate, less the sum of any monies received from the parish governing authority for the purpose of housing such persons, for any person committed to the department who is released on parole and who is subsequently arrested and housed in a parish jail from the time of arrest until the person either pleads guilty to the subsequent charge or until the committee on parole makes its determination regarding parole revocation.

EXPENDITURES	2014-15	2015-16	2016-17	2017-18	2018-19	5 -YEAR TOTAL
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>	\$0
Annual Total						
REVENUES	2014-15	2015-16	2016-17	2017-18	2018-19	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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

The proposed legislation will increase state general fund expenditures of the Department of Public Safety and Corrections, Corrections Services (DSP&C) by an indeterminable amount as it adjusts the existing agreement between the department and the sheriffs for the housing of persons committed to the custody of the department who are released on parole and subsequently arrested. Present law provides that for any individual committed to the custody of DPS&C who is housed in a parish jail or institution after final sentence, the department shall pay each parish sheriff, or to the governing authority of those parishes in which the governing authority operates the parish jail, for keeping and feeding the individual in the parish jail the sum of \$24.39 per day. Such daily sum will be paid from the date of sentencing until the individual is confined in a penal or correctional institution under the supervision of the department. Proposed law retains present law and provides that the sheriff will also be reimbursed by the department at the same rate, less the sum of any monies received from the parish governing authority for the purpose of housing such persons, for any person committed to the department who is released on parole and who is subsequently arrested and housed in a parish jail from the time of arrest until the person either pleads guilty to the subsequent charge or until the committee on parole makes its determination regarding parole revocation.

The cost per day that would be reimbursed by the department would be \$20.89 (\$24.39 per day, per offender for normal rate - \$3.50 per day, per offender paid by the local governing authority). Therefore, for any offender in the future meeting the criteria set forth, and housed at the local level pursuant to proposed legislation, it would cost the state \$7,625 annually (\$20.89 per day per offender x 365 days). On any given day, the DPS&C estimates that an average of 2,000 offenders within the system that would qualify for such reimbursement pursuant to proposed legislation. Consequently, the maximum liability for such reimbursement could increase costs to DPS&C by approximately \$15.25 million per year (\$20.89 per day x 2,000 x 365 days).

REVENUE EXPLANATION

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

Senate Dual Referral Rules House 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} 6.8(F)(2) >= \$500,000 State Rev. Reduc. {H & S} *Evan Brasseaux*
 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} **Evan Brasseaux**
Staff Director