

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **HB 791** HLS 14RS 1318

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

<b>Date:</b> April 1, 2014	4:33 PM	<b>Author:</b> JACKSON, K
<b>Dept./Agy.:</b> Corrections		<b>Analyst:</b> Stephanie C. Blanchard
<b>Subject:</b> Crime of theft		

CRIME/THEFT

OR INCREASE GF EX See Note

Page 1 of 1

Amends the crime of theft and repeals statutes relative to theft of certain things

Present law provides for the crime of theft and provides penalties. Proposed law amends the penalties for this offense as follows: (1) When the taking amounts to a value of \$100,00 or more - imprisonment, at hard labor for up to 25 years, a fine of up to \$100,000, or both. Two years of the sentence shall be imposed without benefit of parole, probation or suspension of sentence. (2) When the taking amounts to a value of \$50,000 or more, but less than \$100,000 - imprisonment at hard labor for up to 15 years, a fine of up to \$50,000, or both. (3) When the taking amounts to a value of less than \$10,000 or more, but less than a value of \$50,000 - imprisonment with or without hard labor, for not more than 10 years, a fine of not more than \$25,000, or both. (4) When the taking amounts to a value of \$5,000 or more, but less than a value of \$10,000 - imprisonment with or without hard labor, for not more than five years, a fine of not more than \$15,000, or both. (5) When the taking amounts to a value of than \$1,000 or more, but less than a value of \$5,000 - imprisonment with or without hard labor, for not more than three years, a fine of not more than \$10,000, or both. (6) When the taking amounts to a less than \$1,000 - imprisonment for up to six months, a fine of not more than \$1,000, or both.

<b>EXPENDITURES</b>	<b>2014-15</b>	<b>2015-16</b>	<b>2016-17</b>	<b>2017-18</b>	<b>2018-19</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>						

<b>REVENUES</b>	<b>2014-15</b>	<b>2015-16</b>	<b>2016-17</b>	<b>2017-18</b>	<b>2018-19</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
<b>Annual Total</b>						

**EXPENDITURE EXPLANATION**

The proposed legislation may result in an increase in state general fund expenditures if a defendant is convicted of certain crimes of theft. The proposed legislation consolidates and repeals duplicate provisions in various theft statutes. Additionally, the legislation raises the threshold for felony theft up to 25 years dependent on the value of the theft and some offenders sentenced under the provisions of proposed law in the future would be subject to possibly serving longer sentence lengths. The exact fiscal impact of the passage of this legislation is indeterminable, since it is not known how many people will be convicted of this crime. However, any offender sentenced to the custody of the Department of Public Safety and Corrections increases expenditures by \$24.39 per day per offender in local facilities.

**REVENUE EXPLANATION**

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

- |   |                            |              |  |
|---|----------------------------|--------------|--|
| <u>Senate</u>   | <u>Dual Referral Rules</u> | <u>House</u> | <input type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}                    |
| <input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}       |                            |              | <input type="checkbox"/> 6.8(F)(2) >= \$500,000 State Rev. Reduc. {H & S}                  |
| <input 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} |

*Evan Brasseaux*  
**Evan Brasseaux**  
**Staff Director**