



OFFICE OF LEGISLATIVE AUDITOR
Fiscal Note

Fiscal Note On: SB 174 SLS 11RS 134
Bill Text Version: ORIGINAL
Opp. Chamb. Action:
Proposed Amd.:
Sub. Bill For.:

Date: May 13, 2011 5:54 PM Author: ADLEY
Dept./Agy.: Parish Governing Authorities Analyst: Lindsay Schexnayder
Subject: Dual Office Holding/District Attorneys

DISTRICT ATTORNEYS OR INCREASE LF EX See Note Page 1 of 1
Prohibits certain compensated employment as legal counsel by compensated employee of the office of a district attorney.
(8/15/11)

Purpose of Bill: The bill provides that an incumbent employee of the District Attorney's Office (DA) cannot receive additional compensation from the parish governing authority for providing services that the DA is already legally obligated to provide. This does not apply to parish governing authorities specifically authorized to do so by their home rule charter or law.

Table with 7 columns: EXPENDITURES, 2011-12, 2012-13, 2013-14, 2014-15, 2015-16, 5 -YEAR TOTAL. Rows include State Gen. Fd., Agy. Self-Gen., Ded./Other, Federal Funds, Local Funds, and Annual Total.

Table with 7 columns: REVENUES, 2011-12, 2012-13, 2013-14, 2014-15, 2015-16, 5 -YEAR TOTAL. Rows include State Gen. Fd., Agy. Self-Gen., Ded./Other, Federal Funds, Local Funds, and Annual Total.

EXPENDITURE EXPLANATION

Local government expenditures may increase by an indeterminable amount as a result of this measure.

If a governing authority chooses to contract with outside legal counsel instead of using the existing resources of the DA to provide necessary legal services, local government expenditures could increase. However, there are parishes that may not be fiscally affected by the bill.

From our review of the law and feedback from the Police Jury Association, it appears that this measure applies to approximately 37 parishes. One parish (Bossier) indicated that their expenditures would increase by approximately \$437,000 per year. Bossier attributed cost increases to such factors as additional billable hours being necessary to get the new counsel "up to speed" with the many issues in the parish. Two other parish governing authorities (Lincoln and Grant) would not hire outside counsel, so this bill would have no effect on their expenditures.

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 >= \$500,000 Annual Fiscal Cost {S}
13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H} 6.8(F)2 >= \$100,000 Annual SGF Cost {H&S}
6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}
Joy Irwin
Director of Advisory Services