



**LEGISLATIVE FISCAL OFFICE  
Fiscal Note**

Fiscal Note On: **HB 399** HLS 26RS 1215  
 Bill Text Version: **ENGROSSED**  
 Opp. Chamb. Action:  
 Proposed Amd.:  
 Sub. Bill For.:

<b>Date:</b> April 1, 2026	10:58 AM	<b>Author:</b> ZERINGUE
<b>Dept./Agy.:</b> Corrections and Sheriffs		
<b>Subject:</b> Temporary Release of Inmates for Limited Purposes		<b>Analyst:</b> Daniel Druilhet

CRIMINAL/PROCEDURE EG SEE FISC NOTE GF EX Page 1 of 1  
 Provides relative to temporary release of inmates for limited purposes

Current law provides that the Secretary of the Department of Public Safety and Corrections-Corrections Services may authorize temporary release of an inmate when the inmate is diagnosed with a terminal illness and death is expected within **60 days** or when an inmate is confined to an acute care hospital or nursing home with a condition that totally prevents mobility, including but not limited to prolonged coma or mechanical ventilation. Proposed law provides that the Secretary of the Department of Public Safety and Corrections-Corrections Services may authorize temporary release of an inmate when the inmate is diagnosed with a terminal illness and death is expected within **120 days** or when an inmate is confined to an acute care hospital or nursing home with a condition that totally prevents mobility, including but not limited to prolonged coma or mechanical ventilation.

EXPENDITURES	2026-27	2027-28	2028-29	2029-30	2030-31	5 -YEAR TOTAL
State Gen. Fd.	<b>SEE BELOW</b>	<b>SEE BELOW</b>	<b>SEE BELOW</b>	<b>SEE BELOW</b>	<b>SEE BELOW</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	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
<b>Annual Total</b>						
REVENUES	2026-27	2027-28	2028-29	2029-30	2030-31	5 -YEAR TOTAL
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	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**EXPENDITURE EXPLANATION**

Proposed law may result in an indeterminable decrease in SGF expenditures in the Department of Public Safety and Corrections-Corrections Services (DPS&C-CS) to the extent that an inmate with a diagnosis of a terminal illness is released for a period of up to 120 days prior to the date on which his death is expected. Proposed law has the effect of increasing, by 60 days from when his death is expected, the number of days of release for terminally ill inmates from the custody of DPS&C-CS. The exact impact on expenditures is indeterminable, as the expected date of death for each inmate to be released in the future under the proposed law is unknown.

For an inmate housed in a state facility and released for an additional 60 days prior to his expected date of death, DPS&C-CS may sustain a reduction in expenditures (savings) of \$112.91 per offender per day (a maximum of \$6,775) or \$113.87 per offender per day (a maximum of \$6,832). For an inmate housed in a local facility and released for an additional 60 days prior to his expected date of death, DPS&C-CS may sustain a reduction in expenditures (savings) of \$29.39 per offender per day (a maximum of \$1,763).

*For informational purposes, those inmates diagnosed with terminal illnesses are normally housed either at the Louisiana State Penitentiary at Angola (LSP) or the Elayn Hunt Correctional Center (EHCC), two facilities in which skilled nursing facilities and hospice care are provided. Each of these facilities has an average daily rate of incarceration of \$112.91 (for LSP) and \$113.87 (for EHCC, respectively).*

**REVENUE EXPLANATION**

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

Senate Dual Referral Rules  
 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}  
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

House  
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}  
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

  
**Patrice Thomas**  
 Deputy Fiscal Officer