



LEGISLATIVE FISCAL OFFICE
Fiscal Note

Fiscal Note On: **HB 84** HLS 23RS 92
 Bill Text Version: **ENROLLED**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: June 5, 2023	11:34 AM	Author: SCHLEGEL
Dept./Agy.: Youth Services		Analyst: Daniel Druilhet
Subject: Disposition of Juveniles after Felony-Grade Delinquent Acts		

CHILDRENS CODE EN INCREASE GF EX See Note Page 1 of 1
 Provides relative to disposition of juveniles after adjudication of certain felony-grade delinquent acts

Current law mandates that a juvenile, 14 years of age or older at the time of the offense, adjudicated delinquent of felony-grade armed robbery, be placed in secure placement with the Department of Public Safety & Corrections (DPS & C) without the benefit of probation, suspension, imposition, or execution of sentence (PSIES). Current law provides armed robbery as the offense for which a juvenile adjudicated delinquent (and in secure care with the Office of Juvenile Justice (OJJ)) is eligible for disposition modification after serving 36 months of a disposition, or 2/3 of the disposition, if less than 36 months.

Proposed law amends current law to add carjacking as a felony-grade offense for which juveniles 14 years of age or older adjudicated delinquent are assessed a penalty of confinement in secure placement without the benefit of PSIES. Proposed law adds carjacking as an offense for which juveniles adjudicated delinquent (and in secure care with the OJJ) shall be eligible for disposition modification after serving 36 months of a disposition, or 2/3 of the disposition, if less than 36 months.

EXPENDITURES	2023-24	2024-25	2025-26	2026-27	2027-28	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>	<u>\$0</u>
Annual Total						
REVENUES	2023-24	2024-25	2025-26	2026-27	2027-28	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>	<u>\$0</u>
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

Proposed law will likely result in an indeterminable increase in SGF expenditures in the Office of Juvenile Justice and Department of Public Safety and Corrections - Corrections Services.

Office of Juvenile Justice

Proposed law will likely result in an indeterminable increase in SGF expenditures for juveniles due to a longer mandatory secure confinement and an increase in the number of youth required to be housed in secure facilities. Current law allows the Office of Juvenile Justice to retain the authority to place youth at an appropriate facility, some of which are not secure care facilities. Proposed law would mandate that all new dispositions result in mandatory confinement at OJJ secure care facilities until such time the dispositions are served or the youth become eligible for disposition modification. The increase in SGF expenditures is indeterminable because the number of youth that could be adjudicated under the proposed law is unknown.

SGF expenditures will result in an increase of \$124 per youth per day for youth adjudicated delinquent and then housed in a secure care facility. SGF expenditures will increase annually by \$45,260 (\$124 per youth per day x 365 days) for youth in secure care facilities.

Department of Public Safety & Corrections - Corrections Services

Proposed law will likely result in an indeterminable increase in SGF expenditures for the Department of Public Safety & Corrections - Corrections Services to the extent that juveniles are adjudicated delinquent of felony-grade offenses (armed robbery and carjacking) and then confined in secure placement.

SGF expenditures will increase by \$87.58 per youth per day to the extent that an offender is adjudicated delinquent and then housed in secure placement in a state facility. Youth sentenced to the custody of the DPSC – CS for one year would increase expenditures by \$31,967 (\$87.58 per day x 365 days) if housed in secure placement in a state facility.

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}

Evan Brasseaux

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