



LEGISLATIVE FISCAL OFFICE
Fiscal Note

Fiscal Note On: **HB 163** HLS 25RS 499

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: May 2, 2025	4:13 PM	Author: DICKERSON
Dept./Agy.: Governor’s Office of Human Trafficking Prevention		
Subject: Survivor Special Fund		Analyst: Kimberly Fruge

CRIMINAL/VICTIMS

OR INCREASE SD RV See Note

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Provides relative to victims of certain sex-related crimes

Current law provides for the Exploited Children’s Special Fund; provides for specific offenses for which any person convicted of that offense will be required to pay a mandatory monetary assessment of \$2,000, to be deposited into the fund; provides that the fund is administered by the Department of Children and Family Services; and provides for specific uses of the fund.

Proposed law renames the fund from the Exploited Children’s Special Fund to the Survivor Special Fund; provides for additional offenses; provides that the fund by administered by the Governor’s Office of Human Trafficking Prevention; and provides for the distribution and uses of the fund.

EXPENDITURES	2025-26	2026-27	2027-28	2028-29	2029-30	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total						

REVENUES	2025-26	2026-27	2027-28	2028-29	2029-30	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total						

EXPENDITURE EXPLANATION

There is no anticipated direct material effect on governmental expenditures as a result of this measure. Proposed law reallocates the distribution of monies from the Survivor Special Fund. As of 5/2/25, the fund balance is \$10,515 and no appropriations have been made out of the fund. Proposed law does not create a material expenditure associated with the fund.

Current law provides that monies in the fund be used for the provision of services and treatment to sexually exploited children and adults. Subject to appropriation, the Department of Children and Family Services can use the fund to secure residential housing, health services, and social services, or provide grants to sexually exploited children and adults. In addition, subject to appropriation, a portion of monies may be used for the development of training programs relative to human trafficking, administered by the Louisiana Commission on Law Enforcement.

Proposed law moves full administration of the fund to the Office of Human Trafficking Prevention and provides for the following distributions: 25% to child advocacy centers for programs that service child victims of sexual abuse, physical abuse, neglect, or human trafficking; 25% to the state domestic violence coalition for programs that provide community services and shelter to victims of domestic violence; and 50% to accredited sexual assault crisis centers within the state. Proposed law also allows the Office of Human Trafficking and Prevention to retain not more than 10% of the monies in the fund for administrative expenses.

REVENUE EXPLANATION

Proposed law will result in a significant increase in revenues deposited into the Survivor Special Fund. Proposed law increases the number of offenses for which a person convicted will be required to pay a \$2,000 assessment, deposited into the fund. Current law provides that any person convicted of R.S. 14:46.3, 82.1, or 86 pay the assessment in addition to any other fine authorized or required by law. Over the past five years, there has been an average of two convictions a year in which this assessment could apply, all convicted under R.S. 14:46.3.

Proposed law increases the number of offenses for which the assessment is applied. A full list of the statutes is presented in the table on page 2. Based on the five-year average of the number of individuals convicted and admitted to the Department of Public Safety and Corrections - Correction Services, proposed law may increase revenues in the fund by approximately \$1,074,000 (\$2,000 x 537 convictions) annually.

REVENUE EXPLANATION CONTINUED ON PAGE TWO

<u>Senate</u>	<u>Dual Referral Rules</u>	<u>House</u>	
<input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}		<input type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}	
<input checked="" 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}	<div>Patrice Thomas</div> <div>Patrice Thomas</div> <div>Deputy Fiscal Officer</div>



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CONTINUED EXPLANATION from page one:

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REVENUE EXPLANATION CONTINUED:

The data presented below is provided by the Department of Public Safety and Corrections - Correction Services and represents the average number of persons admitted to custody.

Statute	Number of Average Offenses (2019-2024)
34.9 (E)	0
34.9 (F)	0
34.9 (L)	13
34.9 (M)	0
34.9 (N)	3
34.9 (O)	3
34.9 (P)	1
35.3 (L)	115
35.3 (M)	8
35.3 (N)	30
35.3 (O)	11
35.3 (P)	4
42	35
42.1	58
43.1 (C)(2)	8
43.1 (C)(3)	0
43.2	3
43.3	13
44.2	1
46.2	5
81.1	108
81.2	56
81.3	19
81.6	18
82.1	0
83 (B)(2)	0
83 (B)(3)	0
83.2 (B)(2)	0
83.2 (B)(3)	0
84	8
89.1	18
89.2(B)(3)(a)	0
89.2(B)(3)(b)	0
93.5	1
Total Average	537

At \$2,000 per conviction, the increase in revenue would be approximately \$1,074,000 (\$2,000 x 537).

Revenue projections are based on the following assumptions/limitations:

- This figure assumes the full \$2,000 is deposited for each offense; however, current law provides that indigent offenders may be placed on a payment plan and therefore the \$2,000 may be dispersed across multiple fiscal years.
- This figure does not include those convicted but not sentenced to jail time. To the extent these crimes occur, but do not result in jail time, revenues will increase.
- To the extent more or less convictions occur than the average presented above, revenues will increase or decrease accordingly.

Senate

Dual Referral Rules

House

- ☐ 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}
- ☒ 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

- ☐ 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