

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 158** HLS 26RS 487

Bill Text Version: **REENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: April 13, 2026 2:42 PM	Author: HORTON
Dept./Agy.: Corrections and Sheriffs	Analyst: Daniel Druilhet
Subject: Technical Violations of Probation	

PROBATION

RE SEE FISC NOTE GF EX

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Provides relative to technical violations of probation

Current law provides for procedural rules on violations of probation; provides that notwithstanding certain provisions relative to revocation of probation, a defendant who has been placed on probation for a conviction of an offense other than a crime of violence or sex offense who has been determined by the court to have committed a technical violation of probation may be required to serve a sentence of not more than 90 days without diminution of sentence. Proposed law provides that notwithstanding certain provisions relative to revocation of probation, a defendant who has been placed on probation for a conviction of an offense other than a crime of violence or sex offense who has been determined by the court to have committed a technical violation of probation may be required to serve a sentence of not more than 90 days without diminution of sentence; provides that if the sentence is to be served in a custodial substance abuse treatment program, the defendant may be required to serve a sentence of not more than 180 days without diminution of sentence.

EXPENDITURES	2026-27	2027-28	2028-29	2029-30	2030-31	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
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	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total						
REVENUES	2026-27	2027-28	2028-29	2029-30	2030-31	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total						

EXPENDITURE EXPLANATION

Proposed law may result in an indeterminable increase in SGF expenditures in the Department of Public Safety and Corrections-Corrections Services (DPS&C-CS) to the extent that those offenders with probation revocations are required to serve an additional 90 days of incarceration without diminution of sentence, if they are served in a custodial substance abuse treatment program. Proposed law has the effect of extending a stay of incarceration within DPC&S-CS by up to an additional 90 days, and the impact on SGF expenditures is contingent upon whether those offenders are required to serve up to an additional 90 days while in a custodial substance abuse treatment program. The exact fiscal impact of the proposed law is indeterminable, because it is unknown the exact number of days in which offenders with probation revocations (other than those who have sustained convictions for sex offenses or crimes of violence) will be required to serve additional time in custodial substance abuse treatment programs.

For those offenders who commit technical violations of probation, returned to the custody of the DPS&C-CS, placed in substance abuse treatment programs, and then subsequently housed in a state facility, DPS&C-CS will sustain expenditures of \$107.60 per offender per day (or \$9,684 over a period of 90 days). For those who violate probation and are placed in a custodial substance abuse treatment program, and are subsequently housed in a local facility, DPS&C-CS will sustain expenditures of \$29.39 per offender per day (or \$2,645 over a period of 90 days). DPS&C-CS advises that impacts on offender populations are anticipated to impact the number of offenders held in local facilities, and in managing its offender population, it seeks to fill all beds in state facilities first, then assigns overflow offenders to local facilities.

REVENUE EXPLANATION

Proposed law may result in an indeterminable decrease in Self-Generated Revenue to DPS&C-Probation and Parole to the extent any offender returns to the custody of the Department of Public Safety and Corrections - Corrections Services, remains in custody longer in a substance treatment program, and is released at a later date. The current daily probation and parole supervision rate for adult offenders is \$6.67 per day, which could result in a loss of approximately \$600 (\$6.67 x 90 days) per inmate over a period of 90 days.

Senate

Dual Referral Rules

House

13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}

6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}

13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Patrice Thomas
Deputy Fiscal Officer