



LEGISLATIVE FISCAL OFFICE
Fiscal Note

Fiscal Note On: **SB 523** SLS 26RS 1563
 Bill Text Version: **REENGROSSED**
 Opp. Chamb. Action: **w/ HSE COMM AMD**
 Proposed Amd.:
 Sub. Bill For.: SB 91

| | | |
|---|---------|---------------------------------|
| Date: May 13, 2026 | 5:32 PM | Author: MIZELL |
| Dept./Agy.: Corrections and Sheriffs | | |
| Subject: Defendants - Victims of Domestic Violence or Sexual Assault | | Analyst: Daniel Druilhet |

DOMESTIC VIOLENCE RE1 SEE FISC NOTE SG EX Page 1 of 1
 Provides relative to defendants who are victims of domestic abuse, human trafficking, or sexual assault. (8/1/26)

Current law provides that any offender sentenced to life imprisonment is ineligible to apply to the Board of Pardons for a pardon or commutation of sentence for a period of 15 years after being sentenced; provides that any offender sentenced for a crime of violence or sex offense is ineligible to apply for a pardon or commutation of sentence for a period of 25 years after sentencing; provides the grounds a court will consider when exercising its discretion pertaining to suspension of sentence or probation. Proposed law provides an exception to current law's allowance for an offender who was a documented victim of domestic abuse, human trafficking, or sexual assault when he committed the offense for which he was convicted, to immediately apply for a pardon or commutation of sentence unless he was sentenced to life imprisonment for a crime of violence (in which case he will be eligible to apply five years after resentencing) or he was convicted of an offense requiring registration as a sex offender, an offense resulting in a sentence of death, or certain offenses relating to terrorism; adds that a court will consider a defendant's status as a victim of domestic abuse, human trafficking, trafficking of children for sexual purposes, or sexual assault and whether there was a rational, causal, and temporally proximate connection between the victim and his committing the instant offense (and if there is a connection, the court will order a presentence investigation); directs the Board of Pardons to review existing rules, regulations, and procedures for consideration of clemency applications submitted in accordance with the proposed law and adopt rules, regulations, or procedures necessary to implement the proposed law.

| 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. | \$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 | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |

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 those applicants for pardons or commutations of sentence who are documented victims of domestic abuse, human trafficking, trafficking of children for sexual purposes, or sexual assault at the time of an offense (excluding sex offenses and crimes of violence resulting in sentences of life imprisonment) become eligible to apply for a pardon or commutation of sentence. Proposed law may also result in an indeterminable decrease in SGF expenditures in DPS&C-CS, to the extent that an offender who has been sentenced to life imprisonment for a crime of violence (notwithstanding convictions for sex offenses, convictions resulting in death sentences, and convictions for terrorism-related offenses) become eligible to apply for a pardon or sentence commutation for a period of five years after being sentenced by the trial court. Proposed law has the effect of adding as an exception for pardon or sentence commutation consideration a class of victims of sex crimes whose status as victims occurred concurrently with the commission of the offense for which they were convicted. The exact fiscal impact to DPS&C-CS is indeterminable, because it is unknown the number of offenders currently within the custody of DPS&C-CS who would be included within the class of offenders impacted by the proposed law, or whether any consideration of pardon or sentence commutation would be granted, or the resulting reduction in stays of incarceration for the class of individuals impacted.


Any offender serving less time in custody of DPS&C-CS (as a result of being granted a pardon or sentence commutation with enactment of the proposed law) will decrease SGF expenditures by \$107.60 per offender per day if housed in a state facility or \$29.39 per offender per day if housed in a local facility. An offender sentenced to the custody of the DPS&C-CS and granted a pardon or sentence commutation will decrease expenditures by \$39,724 annually (\$107.60 per day x 365 days) if housed in a state facility and \$10,727 annually (\$29.39 per day x 365 days) if housed in a local 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}


Patrice Thomas
Deputy Fiscal Officer