

**LEGISLATIVE FISCAL OFFICE  
Fiscal Note**



Fiscal Note On: **HB 785** HLS 20RS 1037  
 Bill Text Version: **ORIGINAL**  
 Opp. Chamb. Action:  
 Proposed Amd.:  
 Sub. Bill For.:

<b>Date:</b> May 12, 2020 6:07 AM	<b>Author:</b> HILFERTY
<b>Dept./Agy.:</b> Statewide	<b>Analyst:</b> Monique Appeaning
<b>Subject:</b> Specific Criminal Penalties For Certain Offenses	

CRIMINAL/SENTENCING OR DECREASE LF RV See Note Page 1 of 1  
 Provides relative to the mandatory imposition of criminal fines upon conviction of certain offenses

Proposed law amends and reenacts specific criminal fines for certain offenses that require imposition of criminal fines upon conviction. Proposed law authorizes, instead of requires, the court to impose a criminal fine for certain offenses.

EXPENDITURES	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>	<u>2023-24</u>	<u>2024-25</u>	<u>5 -YEAR TOTAL</u>
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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<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>

  

REVENUES	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>	<u>2023-24</u>	<u>2024-25</u>	<u>5 -YEAR TOTAL</u>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	DECREASE	DECREASE	DECREASE	DECREASE	DECREASE	
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	DECREASE	DECREASE	DECREASE	DECREASE	DECREASE	
<b>Annual Total</b>						

**EXPENDITURE EXPLANATION**

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

**REVENUE EXPLANATION**

Proposed law will result in an indeterminable decrease of Local Funds revenue to local governing authorities as a result of changing the imposition of fines for certain offenses from mandatory to permissible.

The District Attorneys Association reports that proposed law could have a revenue impact for the office of the District Attorney. The criminal justice system in Louisiana is partially funded on the imposition and collection of fines and costs. The District Attorney is one of the agencies to receive a portion of the fines collected. By making the imposition of fines permissible instead of mandatory, there could be a reduction in the fines that are collected and distributed. This could result in a revenue loss to the Office of the District Attorney.

Proposed law will result in an indeterminable decrease in SGR revenue to Judiciary as a result of changing the imposition of fines for certain offenses from mandatory to permissible.

The potential revenue loss is significant; however, it is based on judicial decisions. Therefore, the total revenue impact in the aggregate, and to specific governmental or judicial bodies is indeterminable. The exposure to lower revenue will likely impact several local governing authorities/entities receiving specific allocations in present law.

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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**Evan Brasseaux**  
**Staff Director**