



LEGISLATIVE FISCAL OFFICE
Fiscal Note

Fiscal Note On: **HB 413** HLS 23RS 806
 Bill Text Version: **ORIGINAL**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: April 18, 2023	3:49 PM	Author: IVEY
Dept./Agy.: Corrections		Analyst: Daniel Druilhet
Subject: Parole Eligibility for Certain Offenders		

PAROLE OR DECREASE GF EX See Note Page 1 of 1
 Provides relative to parole eligibility for certain offenders

Current law provides that an offender serving a life sentence for an offense committed on or before July 2, 1973, for which the offender pleaded guilty, is immediately eligible for parole consideration.

Proposed law amends current law to remove the requirement that the offender pleaded guilty on or before July 2, 1973, and excepts offenders originally sentenced to death from parole eligibility consideration.

EXPENDITURES	2023-24	2024-25	2025-26	2026-27	2027-28	5 -YEAR TOTAL
State Gen. Fd.	DECREASE	DECREASE	DECREASE	DECREASE	DECREASE	
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.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
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						

EXPENDITURE EXPLANATION

Proposed law will likely result in an indeterminable decrease in SGF expenditures to the Department of Public Safety and Corrections - Corrections Services (DPS & C - CS) to the extent that an inmate currently serving a sentence of life imprisonment prior to July 2, 1973, becomes eligible for parole consideration. Current law requires that parole consideration be granted to inmates serving a life sentence for an offense for which a guilty plea was entered on or before July 2, 1973. Proposed law removes the requirement that the defendant is required to have pleaded guilty prior to the sentence of life imprisonment and has the effect of making a larger number of inmates serving life sentences eligible for parole. DPS & C - CS reports that there are currently 33 inmates serving life sentences of imprisonment for offenses committed on or before July 2, 1973. Of the 33, 13 pleaded guilty to the offense for which they were charged and convicted. The exact fiscal impact of the passage of this legislation is indeterminable, since the amount in savings related to reduced lengths of stays of incarceration would vary between inmates that will become parole eligible with enactment of proposed law.

SGF expenditures will decrease by \$101.76 per offender per day to the extent that an offender currently incarcerated in a state facility is granted parole and is released from a stay of incarceration or \$26.39 per offender per day for an offender housed in a local facility. An offender sentenced to the custody of the DPSC - CS for one year would decrease expenditures by \$37,142.40 (\$101.76 per day x 365 days) if housed in a state facility and \$9,632.35 (\$26.39 per day x 365 days) if housed in a local facility. All offenders serving a life sentence entered on or before July 2, 1973, are currently housed in state facilities. For illustrative purposes, granting parole eligibility to the 20 inmates who were sentenced to life imprisonment on or before July 2, 1973, who did not plead guilty to the offenses for which they were charged will result in an annual savings of \$742,848 annually (33 x \$101.76 per offender per day x 365 days).

REVENUE EXPLANATION

Proposed law will likely result in an indeterminable increase in self-generated revenue to DPS&C - Probation and Parole to the extent any offender is released on parole at an earlier date. The current daily parole supervision rate for adult offenders is \$5.60 per parolee per day, which would result in an annual increase of \$2,044 (\$5.60 per parolee per day x 365) in parole supervision SGR.

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}

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 Evan Brasseaux
 Interim Deputy Fiscal Officer