

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **SB 284** SLS 24RS 390

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

<b>Date:</b> April 5, 2024	6:27 PM	<b>Author:</b> DUPLESSIS
<b>Dept./Agy.:</b> District Courts/Juvenile Courts		<b>Analyst:</b> Daniel Druilhet
<b>Subject:</b> Costs in Juvenile Delinquency Proceedings		

COURTS OR SEE FISC NOTE SG RV Page 1 of 1  
Provides for costs in juvenile delinquency proceedings. (gov sig)

Proposed law permanently removes costs and fees assessed against any juvenile - court costs, costs/fees for witnesses, a court appointed attorney, a physical or mental examination, parole or probation supervision fees, costs of in custody care, participation in a youth court program, or medical care; provides that the prohibition to tax or assess court costs in juvenile proceedings is not applicable to the enforcement of fines or restitution in juvenile delinquency proceedings, as well as fines involving traffic violations and child support cases; requires the Louisiana Supreme Court to distribute copies of the proposed law to all courts exercising juvenile jurisdiction by 7/01/24; becomes effective upon signature by the governor.

EXPENDITURES	2024-25	2025-26	2026-27	2027-28	2028-29	5 -YEAR TOTAL
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	\$0	\$0	<b>SEE BELOW</b>	<b>SEE BELOW</b>	<b>SEE BELOW</b>	<b>\$0</b>
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>				<b>\$0</b>

  

REVENUES	2024-25	2025-26	2026-27	2027-28	2028-29	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	\$0	\$0	<b>SEE BELOW</b>	<b>SEE BELOW</b>	<b>SEE BELOW</b>	<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	\$0	\$0	<b>SEE BELOW</b>	<b>SEE BELOW</b>	<b>SEE BELOW</b>	<b>\$0</b>
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>				<b>\$0</b>

**EXPENDITURE EXPLANATION**

There is no anticipated direct material effect of governmental expenditures as a result of this measure. While the proposed law does not directly impact state or local governmental expenditures, it permanently eliminates revenues used to support certain functions within multiple state and local agencies (see revenue discussion below).

*Note: To the extent the legislature continues to fund other state activities in impacted agencies at the same level in subsequent fiscal years, the funding sources supporting the base expenditures must be replaced by SGF or another revenue source to supplant the lost revenues generated by fines and costs related to juvenile delinquency. These activities would compete for annual SGF resources along with other significant SGF supported services. Likewise, local agencies would require local governing authorities to supplant any loss of funds from general operating revenues in order to maintain current activity levels.*

**REVENUE EXPLANATION**

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

Act 123 of the 2021 RS prohibited the OJJ from collecting fees for the cost of care and supervision from July 1, 2021, through June 30, 2026. OJJ has not collected any supervision or cost of care fees since enactment of this law. If proposed law is enacted, all revenues related to the cost of care and supervision previously collected by OJJ will be permanently eliminated in FY 27 and thereafter.

For illustrative purposes, OJJ reports an approximate average of \$391,230 collected in fees for Cost of Care and Supervision in FY 19, FY 20, and FY 21.

	Supervision Fees	Cost of Care Reimbursement	Total Collected
FY 19	\$93,805	\$350,108	\$443,913
FY 20	\$83,112	\$411,996	\$495,108
<u>FY 21</u>	<u>\$27,813</u>	<u>\$206,856</u>	<u>\$234,669</u>
<b>Average</b>	<b>\$68,243</b>	<b>\$322,987</b>	<b>\$391,230</b>

There will be a permanent elimination of all self-generated revenues to District Attorneys, the Louisiana Public Defender Board, Clerks of Courts, Sheriff's Departments, and other local governmental entities as a result of the fees/costs not being assessed to juveniles.

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|---|----------------------------|--|
| <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 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} |

  
**Patrice Thomas**  
**Deputy Fiscal Officer**