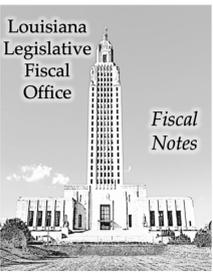


LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 824** HLS 24RS 1722
 Bill Text Version: **REENGROSSED**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: April 17, 2024	11:08 AM	Author: MARCELLE
Dept./Agy.: Corrections		
Subject: Unlawful Disruption of the Operation of a School		Analyst: Daniel Druilhet

CRIMINAL/PENALTIES RE SEE FISC NOTE GF EX See Note Page 1 of 1
 Provides relative to penalties for the unlawful disruption of the operation of a school

Current law provides for the crime of unlawful disruption of the operation of a school. Proposed law amends current law to make it a misdemeanor on a first conviction for its violation and reduces the sentence of imprisonment on first conviction to no more than six months; assesses a sentence of imprisonment for not less than one nor more than 5 years, with or without hard labor, or a fine of no more than \$1,000, or both, for a second or subsequent conviction of unlawful disruption of the operation of a school; provides that in addition to any other penalty provided for in current law, whoever violates the provisions of current law shall be required to participate in conflict resolution classes and be assessed a fee for the class of no more than \$100.

EXPENDITURES	2024-25	2025-26	2026-27	2027-28	2028-29	5 -YEAR TOTAL
State Gen. Fd.	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	SEE BELOW					
Annual Total						
REVENUES	2024-25	2025-26	2026-27	2027-28	2028-29	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	SEE BELOW					
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), if a person receives a second or subsequent felony conviction for unlawful disruption of the operation of a school. Proposed law has the effect of making the current law a misdemeanor on a first conviction for its violation and assesses the the minimum sentence of imprisonment under current law (one year) for a second or subsequent conviction. Proposed law is a relative felony, and any impact on either local or state expenditures is contingent on whether offenders sustain either misdemeanor or felony-grade convictions for its violation. The exact fiscal impact of the passage of this legislation is indeterminable, since it is not known how many people will be convicted nor the length of the sentences assessed with those convictions as a result of its potential enactment.

For those convicted, sentenced, and then subsequently housed in a state facility, DPS&C-CS will sustain expenditures of \$107.60 per offender per day. For those convicted, sentenced, and then subsequently housed in a local facility, DPS&C-CS will sustain expenditures of \$26.39 per offender per day. DPS&C-CS advises that impacts on offender populations are anticipated to impact the number of offenders held in local facilities, and that in managing its offender population, it seeks to fill all beds in state facilities first, then assigns overflow offenders to local facilities.

To the extent that offenders sustain a second or subsequent misdemeanor conviction for violation of the proposed law, local governing authorities may sustain an increase in Local Funds expenditures. The exact fiscal impact of the passage of this legislation to local governing authorities is indeterminable, since it is not known how many people will be convicted and incarcerated in local facilities, nor the length of the sentences assessed with those convictions as a result of its potential enactment. The maximum imprisonment term is no more than one year at the local level.

For informational purposes, DPS&C reports that there has only been one admission in the past three years with a sentence imposed of one year.

REVENUE EXPLANATION

Proposed law may result in an indeterminable increase in local revenues as a result of second or subsequent convictions of unlawful disruption of the operation of a school. The exact fiscal impact of the passage of this legislation on local revenue is indeterminable, as the fines that would be imposed on those convicted are optional, and the amount in fines that may be imposed may vary. The potential revenue will accrue to the local governing authority.

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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