



LEGISLATIVE FISCAL OFFICE
Fiscal Note

Fiscal Note On: **HB 492** HLS 25RS 777
Bill Text Version: **ORIGINAL**
Opp. Chamb. Action:

Proposed Amd.:
Sub. Bill For.:

Date: April 17, 2025	4:36 PM	Author: VENTRELLA
Dept./Agy.: Corrections and Sheriffs		
Subject: Cruelty to Animals		Analyst: Daniel Druilhet

CRIME

OR SEE FISC NOTE GF EX

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Provides relative to cruelty to animals

Current law provides for the crimes of simple cruelty to animals and aggravated cruelty to animals; assesses a sentence of imprisonment of no more than six months, or a fine of no more than \$1,000, or both, for those convicted of simple cruelty to animals; on second or subsequent conviction of simple cruelty to animals and aggravated cruelty to animals, imprisonment of no less than 1 year nor more than 10 years, with or without hard labor, or a fine of no less than \$5,000 nor more than \$25,000, or both. Proposed law, within the crime of simple cruelty of animals, removes the condition that an animal belongs to the offender; removes the injuring of any animal belonging to another person and the mistreatment of any living animal by any act or omission whereby unnecessary or unjustifiable physical pain, suffering or death is caused to or permitted upon the animal as elements of the crime of simple cruelty to animals; within the crime of aggravated cruelty to animals, pertaining to torture, maiming, mutilation, and mistreatment, removes the condition that the animal belongs to the offender; adds that aggravated cruelty to animals is when a person has charge, custody, or possession of any animal as either an owner or otherwise unjustifiably fails to provide it with proper food, water, shelter, or veterinary care, which results in the animal’s death; provides that nothing in current law prohibits the transportation and processing of agriculture products.

EXPENDITURES	2025-26	2026-27	2027-28	2028-29	2029-30	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	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Annual Total						
REVENUES	2025-26	2026-27	2027-28	2028-29	2029-30	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	SEE BELOW	SEE BELOW	SEE BELOW	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 is convicted of aggravated cruelty to animals. Proposed law has the effect of expanding the circumstances under which violations of current law can occur. Proposed law is a relative felony, and any impact on either state or local expenditures is contingent on whether offenders sustain either a misdemeanor or felony-grade convictions for its violation.

To the extent that offenders sustain a felony-grade conviction for violation of the proposed law, DPS&C-CS will sustain an indeterminable increase in expenditures. 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 housed in local facilities, 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 misdemeanor conviction for violation of the proposed law, local governing authorities will sustain 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 10 years.

REVENUE EXPLANATION

Proposed law may result in an indeterminable increase in local revenues as a result of convictions of aggravated cruelty to animals. 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 fines, if imposed, may vary. The potential revenue will accrue to the local governing authority.

Senate	Dual Referral Rules	House	
<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}	<div>Patrice Thomas Deputy Fiscal Officer</div>