



**LEGISLATIVE FISCAL OFFICE
Fiscal Note**

Fiscal Note On: **HB 51** HLS 26RS 447
 Bill Text Version: **ORIGINAL**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

| | |
|---|---------------------------------|
| Date: March 11, 2026 3:53 PM | Author: VILLIO |
| Dept./Agy.: Clerks and Secretary of State | |
| Subject: Restriction of Post-Conviction Bail for Certain Offenders | Analyst: Daniel Druilhet |

BAIL OR SEE FISC NOTE LF EX Page 1 of 1
 (Constitutional Amendment) Restricts post-conviction bail for certain offenders

Current law provides that excessive bail shall not be required; provides that after conviction and before sentencing, a person shall be bailable if the maximum sentence which may be imposed is imprisonment for five years or less; provides that the judge may grant bail if the maximum sentence which may be imposed is imprisonment exceeding five years; provides that after sentencing and until final judgment, a person shall be bailable if the sentence actually imposed is five years or less; provides that the judge may grant bail if the sentence actually imposed exceeds imprisonment for five years. Proposed law is a constitutional amendment that provides that after conviction, a person shall not be bailable if the offense is an aggravated offense under R.S. 15:541 committed against a victim who is a minor; it is to be submitted to voters at a statewide election to be held on 11/03/26.

| EXPENDITURES | 2026-27 | 2027-28 | 2028-29 | 2029-30 | 2030-31 | 5 -YEAR TOTAL |
|---------------------|------------------|------------------|------------------|------------------|------------------|---------------|
| State Gen. Fd. | SEE BELOW | \$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 | | | | | | |
| REVENUES | 2026-27 | 2027-28 | 2028-29 | 2029-30 | 2030-31 | 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 | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Annual Total | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |

EXPENDITURE EXPLANATION

Local Sheriffs

Proposed law may result in an indeterminable increase in Local Funds expenditures for local governing authorities, to the extent that bail is not allowed for aggravated offenses committed against victims who are minors after conviction. Proposed law has the effect of eliminating the possibility for offenders charged with aggravated offenses against minors to receive bail, which will result in those offenders who are convicted being held in the custody of Local Sheriffs in parish jails prior to their transfer to either state facilities or being housed as a state offender in a local jail. The exact fiscal impact is indeterminable, because it is unknown the number of instances in which offenders will be convicted of aggravated offenses against minors, nor how long they will be held in the custody of Local Sheriffs before being transferred.

Secretary of State

In certain circumstances, the Secretary of State may incur minimal ballot processing costs associated with this measure. As a regular practice, the department budgets for up to 10 constitutional amendments and statewide propositions for the fall statewide elections. To the extent the ballot includes more than 10 constitutional amendments and statewide propositions, the Secretary of State may require additional SGF resources for the 11/03/26 statewide election. Any expenditure impact would be realized in FY 27.

REVENUE EXPLANATION

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

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}

Patrice Thomas
 Deputy Fiscal Officer