



LEGISLATIVE FISCAL OFFICE
Fiscal Note

Fiscal Note On: **HB 58** HLS 26RS 430
 Bill Text Version: **ENGROSSED**
 Opp. Chamb. Action: **W/ SEN FLOOR AMD**
 Proposed Amd.:
 Sub. Bill For.:

Date: May 13, 2026	11:25 AM	Author: VILLIO
Dept./Agy.: Clerks, Corrections, Public Defenders, Sheriffs, and DA's		Analyst: Daniel Druilhet
Subject: Restriction of Post-Conviction Bail for Certain Offenders		

BAIL EGF SEE FISC NOTE SG EX Page 1 of 1
 Restricts post-conviction bail for certain offenders

Current law provides for the right to bail before and after a conviction; provides that after conviction of any crime punishable by imprisonment for twenty-five years or more that is **both** a sex offense or a crime of violence, there shall be a rebuttable presumption that the release of the person convicted will pose a danger to another person or the community and that there is a substantial risk that the person convicted might flee. Proposed law provides that after conviction, a defendant shall not be allowed bail for any aggravated offense as defined in R.S. 15:541 that is committed against a victim who is a minor; provides that after conviction of any crime punishable by imprisonment for twenty-five years or more than is **either** a sex offense or a crime of violence, there shall be a rebuttable presumption that the release of the person convicted will pose a danger to another person or the community and that there is a substantial risk that the person convicted might flee.

EXPENDITURES	2026-27	2027-28	2028-29	2029-30	2030-31	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	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

Department of Public Safety and Corrections-Corrections Services

Proposed law may result in an indeterminable increase in SGF expenditures in the Department of Public Safety and Corrections-Corrections Services, to the extent that those offenders convicted of aggravated offenses against minors are transferred to the custody of Corrections Services without bail after sentencing. Upon transfer to the custody of the Department of Public Safety and Corrections-Corrections Services, offenders will be housed in either state facilities or 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.

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 \$29.39 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.

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 and pending sentencing. Proposed law has the effect of eliminating the possibility for offenders charged with aggravated offenses against minors to receive bail post-conviction, which will result in those offenders who are convicted being held in the custody of Local Sheriffs pending sentencing 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.

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