

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 99** HLS 16RS 468

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: March 21, 2016 12:53 PM	Author: SMITH, P.
Dept./Agy.: Corrections	Analyst: Monique Appeaning
Subject: Earning Rate for Diminution/Length of Sentence	

PARDON/PAROLE

OR SEE FISC NOTE GF EX

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Amends the earning rate for diminution of sentence and length of sentence which must be served before being eligible for parole

Present law provides for diminution of sentence or the earning of "good time" for certain offenders. Present law provides that the rate of diminution of sentence allowed for a prisoner convicted for the first time of a crime of violence is three days for every 17 days in actual custody. Proposed law changes the rate to 10 days for every 30 days in actual custody. Present law provides that a person convicted of a crime of violence and not otherwise ineligible for parole shall serve at least 85% of the sentence imposed before being eligible for parole. Proposed law changes this rate to 75%.

EXPENDITURES	2016-17	2017-18	2018-19	2019-20	2020-21	5 -YEAR TOTAL
State Gen. Fd.	DECREASE	DECREASE	DECREASE	DECREASE	DECREASE	
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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total						
REVENUES	2016-17	2017-18	2018-19	2019-20	2020-21	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total						

EXPENDITURE EXPLANATION

The proposed legislation may result in a decrease in SGF expenditures. The exact fiscal impact is indeterminable since it is not known how many offenders will be granted parole, even if eligible, as a result of the changes proposed by this bill. However, if an offender is granted parole, a savings of \$21.84 (\$24.39 per day in a local facility - \$2.55 per day cost for parole supervision) per day or \$49.13 (\$51.68 per day in a state facility - \$2.55 per day cost for parole supervision) per day will be realized. Currently, the Department of Public Safety and Corrections (DPSC) - Correction Services houses 50% of state offenders at the local level and 50% at the state level.

According to the (DPSC) - Correction Services, there are 2,947 offenders eligible for good time that have served at least 85% of their sentence under current law. The 2,947 offenders have an average imposed sentence of 17.2 years and under current law would become eligible for parole after serving 14.62 years, 85% of their sentence. Under the proposed legislation, serving 75% of a sentence is required to be eligible for parole. These offenders would serve an average 12.9 years before becoming eligible for parole. For illustrative purposes, the proposed legislation may result in offenders serving an average 1.72 years, or 628 days, less to become parole eligible. To the extent an offender is eligible and is granted parole 1.72 years earlier, the decrease in state general fund expenditures per offender could be \$13,716 (\$21.84 net savings per day x 628 days) in a local facility or \$30,854 (\$49.13 net savings per day x 628 days) in a state facility.

REVENUE EXPLANATION

Self-generated revenue will likely increase by an indeterminable amount due to the proposed legislation. Any additional offenders released through parole as a result of the change proposed by this bill would pay a monthly parole fee of up to \$63 per parolee.

Senate Dual Referral Rules House

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| <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} |

Evan Brasseaux

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