

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 152** HLS 13RS 594

Bill Text Version: **ENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: May 6, 2013	3:03 PM	Author: HAZEL
Dept./Agy.: Corrections		Analyst: Stephanie C. Blanchard
Subject: Juvenile Parole Eligibility		

JUVENILES

EG DECREASE GF EX See Note

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Provides relative to parole eligibility for juvenile offenders convicted of homicide offenses

Proposed law amends present law to allow any person serving a life sentence who was under 18 years old at the time of the commission of the offense of first degree murder or second degree murder shall be eligible for parole consideration if a judicial determination has been made that the person is entitled to parole eligibility and all of the following conditions have been met: a) served 35 years of the sentence imposed; b) the offender has not committed any disciplinary offenses in the 12 months prior to parole eligibility; c) the offender has completed the mandatory minimum of 100 hours of pre-release programming; d) the offender has completed substance abuse treatment as applicable; e) the offender has obtained a GED credential, unless previously obtained a high school diploma or is deemed by a certified educator as incapable of obtaining a GED credential due to a learning disability; f) the offender has obtained a low-risk designation determined by a validated risk assessment instrument approved by the secretary of the DPS&C; g) the offender has completed a reentry program to be determined by the DPS&C.

EXPENDITURES	2013-14	2014-15	2015-16	2016-17	2017-18	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	2013-14	2014-15	2015-16	2016-17	2017-18	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 an indeterminable decrease in state general fund expenditures. Offenders that are currently serving life sentences for first or second degree murder committed under the age of 18 would now be eligible for parole after serving 35 years of the sentence. For each offender that is released on parole, the state would recognize a savings of \$45.32 (\$47.74 per day - \$2.42 supervision per day) per day or \$16,542 (\$45.32 per day x 365 days) annually. Since the offenders are serving life, the offenders are incarcerated in a state facility.

According to the Department of Corrections, there are currently 7 offenders serving a life sentence who were under the age of 18 upon commission of the crime and have served at least 40 years. The average time served for these offenders is 42.5 years. To the extent at least 1 offender does meet the criteria and is released on parole, the state will save \$16,542 per year.

REVENUE EXPLANATION

The proposed legislation may result in an increase in self-generated revenue. For each offender that is released to parole at an earlier date, the Department of Corrections could collect up to \$63 per month from each offender under parole supervision. It should be noted that the maximum amount paid per month is \$63 and the offender's ability and amount he is required to pay is determined by the Board of Parole.

<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) >= \$500,000 Annual Fiscal Cost {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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