

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 364** HLS 13RS 1048

Bill Text Version: **ENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: April 25, 2013	9:02 AM	Author: BERTHELOT
Dept./Agy.: Corrections		Analyst: Stephanie C. Blanchard
Subject: Forgery of a motor vehicle inspection certificate		

CRIME EG INCREASE GF EX See Note Page 1 of 1

Creates the crime of forgery of a motor vehicle inspection certificate and provides criminal penalties for the commission of such offense

Present law requires every motor vehicle registered in this state to bear a valid safety inspection certificate issued in the state of Louisiana. Provides that no person shall make, issue, or knowingly use any imitation or counterfeit of an official certificate of inspection. Further provides that any person who commits this act shall be subject to a criminal penalty including a fine of not more than \$500, imprisonment for not more than six months, or both. Further provides that such person shall also be subject to a civil penalty of not more than \$1,000. Proposed law repeals the provision of law which subjects any person who makes, issues, or knowingly uses any imitation or counterfeit of an official certificate of inspection to criminal and civil penalties. Creates the crime of forgery of a motor vehicle inspection certificate and provides criminal penalties for the commission of the offense of imprisonment for not more than five years, a fine of not more than \$5,000, or both.

EXPENDITURES	2013-14	2014-15	2015-16	2016-17	2017-18	5 -YEAR TOTAL
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
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.	\$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

The proposed legislation may result in an indeterminable increase in state general fund expenditures if a defendant is convicted of forgery of a motor vehicle inspection certificate. The exact fiscal impact of the passage of this legislation is indeterminable, since the legislation creates a new crime and it is not known how many individuals will be convicted of the crime. However, any offender sentenced to the custody of the Department of Public Safety and Corrections increases expenditures by \$24.39 per day per offender in local facilities. Therefore, for any offender convicted of this crime, it would cost the state \$8,902 annually (1 offender x \$24.39 per day x 365 days).

To the extent that offenders are sentenced and housed in state facilities, the cost per day per offender is \$47.74. Therefore, for any offender convicted of this crime, it would cost the state \$17,425 annually (1 offender x \$47.74 per day x 365 days).

REVENUE EXPLANATION

There is no anticipated direct material effect on state revenues as a result of this measure. However, any revenue generated through the imposition of fines as a result of conviction would accrue to local government entities.

<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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