

BILL SUMMARY
2nd Session of the 57th Legislature

Bill No.:	HB 2777
Version:	PCS1
Request Number:	10822
Author:	Rep. Ford
Date:	2/17/2020
Impact:	Creates misdemeanor, felony and associated fines and incarceration penalties.

Research Analysis

The proposed committee substitute to HB 2777 creates the Porch Piracy Act of 2020. The measure makes it unlawful for any person to hold, conceal, destroy or take mail from the mailbox or premises of another person or from a delivery vehicle at any point throughout the delivery route without the effective consent of the addressee and with the intent to deprive the addressee of the mail. The penalty is a misdemeanor punishable by imprisonment of up to 1 year in the county jail, a fine of up to \$500 or both fine and imprisonment. Any person with 3 or more separate offenses committed within a 60 day period is guilty of a felony punishable by imprisonment for not less than 2 years nor more than 5 years, a fine of up to \$5,000 or both fine and imprisonment.

Prepared By: Brad Wolgamott

Fiscal Analysis

The PCS 1 on HB 2777 creates a misdemeanor for a first and second offense and a felony for three or more within a 60 day period. The misdemeanor has a fine not to exceed \$500 and the felony has a fine not to exceed \$5,000. These fines could increase revenue generated by the state, however this is dependent upon how many individuals are found guilty of the crime and the amount of the fine they are required to pay.

The felony charge established in the measure comes with a prison sentence of no more than 5 years. The average cost of incarceration for one individual in Department of Corrections' custody (DOC) based off of FY-19 actuals is \$60.11/day or \$21,940/year. The actual cost to DOC is dependent upon how many individuals are found guilty and the length of the sentenced imposed.

Prepared By: Kristina King

Other Considerations

None.