

FISCAL NOTE

(Return in triplicate)

Bill/Resolution No.: _____ Amendment to: HB 1062

Requested by Legislative Council _____ Date of Request: 2-5-93

1. Please estimate the fiscal impact (in dollar amounts) of the above measure for state general or special funds, counties, and cities.

Narrative:

See attached

2. State fiscal effect in dollar amounts:

	<u>1991-93</u> <u>Biennium</u>		<u>1993-95</u> <u>Biennium</u>		<u>1995-97</u> <u>Biennium</u>	
	<u>General</u> <u>Fund</u>	<u>Special</u> <u>Funds</u>	<u>General</u> <u>Fund</u>	<u>Special</u> <u>Funds</u>	<u>General</u> <u>Fund</u>	<u>Special</u> <u>Funds</u>
Revenues:						
Expenditures:	0		\$1,890		\$101,430	

3. What, if any, is the effect of this measure on the appropriation for your agency or department:

- a. For rest of 1991-93 biennium: 0
- b. For the 1993-95 biennium: \$1,890
- c. For the 1995-97 biennium: \$101,430

4. County and City fiscal effect in dollar amounts:

	<u>1991-93</u> <u>Biennium</u>		<u>1993-95</u> <u>Biennium</u>		<u>1995-97</u> <u>Biennium</u>	
	<u>Counties</u>	<u>Cities</u>	<u>Counties</u>	<u>Cities</u>	<u>Counties</u>	<u>Cities</u>

If additional space is needed, attach a supplemental sheet.

Signed Elaine Little

Typed Name Elaine Little

Department Corrections & Rehabilitation

Phone Number 221-6616

Date Prepared: 02-08-93

NARRATIVE FOR HB1062 (AS AMENDED) FISCAL NOTE

House Bill 1062, as amended, provides for mandatory minimum prison sentences for drug offenses, excluding all marijuana and possession offenses, except that the court can suspend the sentence for first time offenders. Also, as amended, offenders sentenced under HB1062 are eligible for parole. Detailed statistics relating to drug offenders sentenced during 1991 and 1992 were utilized to prepare this fiscal note. The fiscal impact under HB1062 results both from offenders receiving mandatory prison sentences who otherwise would have received probation and from offenders receiving longer mandatory prison sentences under HB1062 than the prison sentences that are currently given in certain cases.

The effective date of this bill is July 1, 1994. Also, the courts estimate that it takes at least six months from the time that an offender is arrested until he/she is sentenced. Therefore, during the 1993-95 biennium HB1062's fiscal impact is limited to the last six month period.

Current prison bed space is adequate through the 1995-97 biennium under HB1062 since the recent completion of the replacement dormitory at the Missouri River Correctional Center provided 45 additional bed spaces. However, additional beds may be required after the 1995-97 biennium. This is caused primarily from the cumulative affect of inmates receiving longer prison sentences under HB1062 than what inmates are currently receiving.

The 1993-95 Penitentiary budget is based on housing 560 inmates which is its current population. Therefore, housing additional inmates would result in the Penitentiary incurring additional variable costs per inmate for food, medical care, clothes, inmate pay, and other miscellaneous supplies totalling approximately \$210 per month per inmate. The fiscal note is based upon the following data:

	Additional Inmates Requiring Bed Spaces Under HB1062	Cost ¹
<u>1993-95 Biennium</u>		
January 1, 1995-June 30, 1995	2	\$ <u>1,890</u>
<u>1995-97 Biennium</u>		
July 1, 1995-December 31, 1995	5	\$ 5,040
January 1, 1996-June 30, 1996	8	\$ 17,010
July 1, 1996-December 31, 1996	10	\$ 30,870
January 1, 1997-June 30, 1997	14	\$ <u>48,510</u>
	Total cost 1995-97	\$ <u>101,430</u>

¹The cost is based upon the length of sentence for each inmate during the biennium as well as the phasing in of new inmates affected during each six month period.