

FISCAL NOTE

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Bill/Resolution No.: SB 2094

Amendment to:

Requested by Legislative Council

Date of Request: 12/30/94

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

In review of North Dakota State Penitentiary records, there were only three persons in recent history who were incarcerated for crimes which fall under the "life without parole" provisions of this bill. The crimes were committed in 1963 and 1975. Also, a murder committed last year in which a police officer was killed, would have met the criteria of this bill. However, the offender committed suicide at the scene.

This bill would have no fiscal impact on the Department of Corrections until at least 30 years after an offender would be sentenced under this bill. The same offender, if sentenced under current law to life imprisonment, would be eligible for parole after 30 years. The fiscal impact would be the cost to continue to incarcerate the individual from the time of his parole until the end of his life, which in current dollars, would be \$18,500 per year.

It is likely that there would be additional court related litigation costs in a "life without parole" case. Without the possibility to plea bargain, it is more likely that a trial will be lengthy and more expensive. Actual increases are difficult to estimate.

It is uncertain as to whether or not a crime will be committed during the next four years that would meet the criteria of this bill. Generally, the fiscal impact of the bill is unknown but probably wouldn't be too great.

- 2. State fiscal effect in dollar amounts:

Table with 7 columns: Biennium (1993-95, 1995-97, 1997-99) and Fund Type (General, Special). Rows for Revenues and Expenditures.

- 3. What, if any, is the effect of this measure on the appropriation for your agency or department: a. For rest of 1993-95 biennium: None b. For the 1995-97 biennium: None c. For the 1997-99 biennium: None

- 4. County and City fiscal effect in dollar amounts:

Table with 7 columns: Biennium (1993-95, 1995-1997, 1997-99) and Location (Counties, Cities). Rows for Counties and Cities.

If additional space is needed, attach a supplemental sheet.

Signed Elaine Little

Typed Name Elaine Little

Date Prepared: 1/6/94

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