

FISCAL NOTE

(Return original and 10 copies)

Bill/Resolution No.: HB 1089 Amendment to: _____

Requested by Legislative Council Date of Request: 12-20-96

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

Narrative:

See attached page.

2. State fiscal effect in dollar amounts:

	<u>1995-97</u> <u>Biennium</u>		<u>1997-99</u> <u>Biennium</u>		<u>1999-2001</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:	0	0	0	0	0	0
Expenditures:	0	0	0	0	0	0

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

- a. For rest of 1995-97 biennium: 0
- b. For the 1997-99 biennium: 0
- c. For the 1999-2001 biennium: 0

4. County, City, and School District fiscal effect in dollar amounts:

<u>1995-97</u> <u>Biennium</u>			<u>1997-99</u> <u>Biennium</u>			<u>1999-2001</u> <u>Biennium</u>		
<u>Counties</u>	<u>Cities</u>	<u>School</u> <u>Districts</u>	<u>Counties</u>	<u>Cities</u>	<u>School</u> <u>Districts</u>	<u>Counties</u>	<u>Cities</u>	<u>School</u> <u>Districts</u>
0	0	0	0	0	0	0	0	0

If additional space is needed, attach a supplemental sheet.

Signed *Tim Schuetzle*

Typed Name Tim Schuetzle

Date Prepared: 12/26/96

Department DOCR/State Penitentiary

Phone Number 328-6100

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This bill will not have any immediate fiscal impact. The 85% law (NDCC 12.1-30-09.1) was effective August 1, 1995. This amendment only pertains to those individuals sentenced to life with parole since August, 1995 and requires that those inmates will not be eligible for parole until they have served 85 percent of their remaining life expectancy. We have only received two inmates that fit this criteria since it became law. The fiscal impact to the state will not be realized for 20 years or so, when these two men will continue their incarceration, rather than being released, as would have happened prior to the 1995 law. The fiscal impact for any future inmates sentenced under these terms would also not be significant over the next two decades.

A more realistic expense as a result of this bill will occur when we must rewrite the sentence computation software. We estimate this will cost about \$10,000, but this too won't be needed for at least 10 years. As long as we continue to average only two inmates per year, it is more cost-efficient to calculate these sentences manually. We have no plans to change our software programming as a result of this bill over the next four years.