

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4894-01
Bill No.: SB 682
Subject: Children and Minors; Crimes and Punishment; Criminal Procedure; Courts;
 Judges; Social Services Department
Type: Original
Date: March 19, 2014

Bill Summary: This proposal allows judges to suspend the imposition of an adult criminal sentence for juvenile offenders.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
 This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
Total Estimated Net Effect on FTE	0	0	0

- Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).
- Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials at the **Department of Social Services** assume currently a court has the authority to suspend the execution of an adult sentence for certain juvenile offenders who are covered by dual jurisdiction. This bill expands the court's options by allowing the court to suspend imposition of the adult criminal sentence, not to just temporarily postpone the execution of the sentence while the youth is in the Division of Youth Services (DYS) care.

The DYS anticipates no fiscal impact. This legislation may affect youth served by DYS' Dual Jurisdiction Program, predominantly as they exit the program. Use of this expanded statutory option will broaden the scope of potential outcomes for cases accepted into DYS's Dual Jurisdiction Program.

For instance a young person's criminal record will be viewed more favorably if, after successful completion of the Dual Jurisdiction Program (the juvenile disposition), the court continues to suspend the imposition of the adult sentence. The young person may then go on to complete probation successfully and may avoid ever having an adult sentence imposed.

Officials at the **Office of the State Courts Administrator (CTS)** assume this proposal would not have a fiscal impact in excess of \$100,000.

Oversight assumes that any costs from CTS relating to this proposal could be absorbed within their current appropriation level.

Officials at the **Office of Prosecution Services, Department of Corrections** and the **Office of the State Public Defender** each assume no fiscal impact to their respective agencies from this proposal.

<u>FISCAL IMPACT - State Government</u>	FY 2015 (10 Mo.)	FY 2016	FY 2017
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2015 (10 Mo.)	FY 2016	FY 2017
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

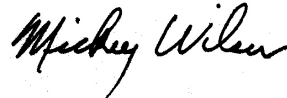
FISCAL DESCRIPTION

The proposed legislation appears to have no direct fiscal impact.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Social Services
Office of the State Courts Administrator
Department of Corrections
Office of the State Public Defender
Office of Prosecution Services



Mickey Wilson, CPA
Director
March 19, 2014

Ross Strobe

L.R. No. 4894-01
Bill No. SB 682
Page 5 of 5
March 19, 2014

Assistant Director
March 19, 2014

NM:LR:OD