

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. NO.: 3615-01
BILL NO.: SB 830
SUBJECT: Allows Youth Services to Issue Arrest Warrants in Certain Situations
TYPE: Original
DATE: January 31, 2000

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
General Revenue	Less than (\$100,000)	Less than (\$100,000)	Less than (\$100,000)
Total Estimated Net Effect on <u>All</u> State Funds	Less than (\$100,000)	Less than (\$100,000)	Less than (\$100,000)

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
None			
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
Local Government	Less than (\$100,000)	Less than (\$100,000)	Less than (\$100,000)

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 3 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of State Courts Administrator** and **Department of Social Services** assume this proposal will not fiscally affect their agencies.

Officials from the **Department of Corrections (DOC)** did not respond to our request for fiscal impact. However, for similar proposals from this session, the DOC stated an increase in commitments would depend on the utilization by prosecutors and the actual sentences imposed by the court. If additional persons were sentenced to the custody of the DOC due to the provisions of this legislation, the DOC would incur a corresponding increase in operational costs either through incarceration (at least \$35.00 per inmate, per day) or through supervision provided by the Board of Probation and Parole (at least \$3.00 per offender, per day).

Oversight assumes the proposal could result in more offenders being incarcerated or placed on probation. Additional costs for supervision and care by the DOC, although unknown, would not likely exceed \$100,000 annually.

Oversight assumes that the local government funds could be fiscally impacted by this proposal. The proposal could cause an increase in the number of persons detained in local jails or other detention facilities awaiting a hearing as required by the proposal. These local jail costs cannot be reasonably estimated due to factors affecting the time frames of the hearings and the sentences handed down by the various courts in the state. Oversight does not expect the incarceration costs to local governments to exceed \$100,000 in any given fiscal year.

<u>FISCAL IMPACT - State Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
GENERAL REVENUE FUND			
<u>Costs - Department of Corrections</u>			
Increased Prisoners or Persons on Probation	Less than <u>(\$100,000)</u>	Less than <u>(\$100,000)</u>	Less than <u>(\$100,000)</u>
ESTIMATED EFFECT ON GENERAL REVENUE FUND	Less than <u>(\$100,000)</u>	Less than <u>(\$100,000)</u>	Less than <u>(\$100,000)</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
LOCAL GOVERNMENT FUNDS			
<u>Costs</u>			
Increased Costs to House Juveniles Detained and Waiting for a Hearing	Less than <u>(\$100,000)</u>	Less than <u>(\$100,000)</u>	Less than <u>(\$100,000)</u>
ESTIMATED EFFECT ON LOCAL GOVERNMENT FUNDS	Less than <u>(\$100,000)</u>	Less than <u>(\$100,000)</u>	Less than <u>(\$100,000)</u>

FISCAL IMPACT - Small Business

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

DESCRIPTION

This proposal authorizes the Director of the Division of Youth Services or his designee to issue an arrest warrant for an offender who: 1) has violated the terms of his suspended sentence; 2) has committed a new offense; 3) is deemed by the Director to be beyond the scope of the treatment program; or 4) has escaped or run away from the facility.

The arrest warrant is deemed sufficient to allow an official in charge of a jail or other detention facility to detain the offender pending a hearing on the matter.

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 State Courts Administrator
Department of Corrections



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Director
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