

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **SB 317** SLS 12RS 250

Bill Text Version: **ENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

<b>Date:</b> April 12, 2012 9:40 AM	<b>Author:</b> MARTINY
<b>Dept./Agy.:</b> Corrections	<b>Analyst:</b> Matthew LaBruyere
<b>Subject:</b> Parole Eligibility	

JUVENILE JUSTICE

EG SEE FISC NOTE GF EX See Note

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Provides relative to parole eligibility for certain juveniles. (8/1/12)

Proposed legislation amends present law to allow persons who were under the age of 18 at the time of the commission of the offense, except those persons serving a sentence for a conviction of first degree murder or second degree murder, to be eligible for parole consideration upon reaching the age of 45 and upon serving 25 years of the sentence imposed when certain conditions have been met.

Proposed legislation provides for the procedure by which such parole decisions shall be made.

<b>EXPENDITURES</b>	<b>2012-13</b>	<b>2013-14</b>	<b>2014-15</b>	<b>2015-16</b>	<b>2016-17</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	SEE BELOW					
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>						

<b>REVENUES</b>	<b>2012-13</b>	<b>2013-14</b>	<b>2014-15</b>	<b>2015-16</b>	<b>2016-17</b>	<b>5 -YEAR TOTAL</b>
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Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>						

**EXPENDITURE EXPLANATION**

The proposed legislation may result in an indeterminable decrease in state general fund expenditures. Offenders that are currently serving life sentences for certain crimes committed under the age of 18 would now be eligible for parole after reaching the age of 45 and serving 20 years of the sentence. For each offender that is released on parole, the state would recognize a savings of \$48.33 (\$50.75 per day - \$2.42 supervision per day) per day or \$17,640 (\$48.33 per day x 365 days) annually. Since the offenders are serving life, the offenders are incarcerated in a state facility.

According to the Department of Corrections, there are currently 238 offenders serving a life sentence who were under the age of 18 upon commission of the crime. Of the 238 offenders, 46 are incarcerated for 1st or 2nd degree murder and are not eligible for parole. Of the 192 (238 offenders - 46 offenders) remaining offenders, 19 offenders are at least 45 years of age and have served at least 25 years. To the extent at least 1 offender does meet the criteria and is released on parole, the state will save \$17,640 per year (1 offender x \$48.33 per day x 365 days).

**REVENUE EXPLANATION**

The proposed legislation may result in an increase in self-generated revenue. For each offender that is released to parole at an earlier date, the Department of Corrections could collect up to \$63 per month from each offender under parole supervision. It should be noted that the maximum amount paid per month is \$63 and the offender's ability and amount he is required to pay is determined by the Board of Parole.

Senate

Dual Referral Rules

House

13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}

6.8(F)1 >= \$500,000 Annual Fiscal Cost {S}

*H. Gordon Monk*

13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}

6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

**H. Gordon Monk**  
**Legislative Fiscal Officer**