

**FISCAL NOTE**  
**LEGISLATIVE FISCAL ANALYST ESTIMATE**

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES</b> (See narrative for political subdivision estimates)				
	<b>FY 2014-15</b>		<b>FY 2015-16</b>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	122,792		83,824	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
<b>TOTAL FUNDS</b>	<b>122,792</b>		<b>83,824</b>	

**Any Fiscal Notes received from state agencies and political subdivisions are attached following the Legislative Fiscal Analyst Estimate.**

This bill would change provisions relating to reductions in sentence, change good-time provisions, and provide for earned time.

The following table summarizes the impact to the Department of Correctional Services (DCS):

	FY2014-15	FY2015-16	FY2014-15	FY2015-16
ITEMS	Number of Positions		Expenditures	
Records Officer	1.00	1.00	28,746	28,746
Benefits			8,624	8,624
Operating			82,422	45,954
Travel			500	500
Capital Outlay			2,500	-
<b>TOTAL</b>	<b>1.00</b>	<b>1.00</b>	<b>122,792</b>	<b>83,824</b>

See the response of DCS for details.

Please complete ALL (5) blanks in the first three lines.

2014

LB<sup>(1)</sup> 832

FISCAL  
NOTE

State Agency OR Political Subdivision Name: <sup>(2)</sup> Nebraska Department of Correctional Services

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**ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION**

	FY 2014-15		FY 2015-16	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	<u>122,792</u>	<u>0</u>	<u>83,824</u>	<u>0</u>
CASH FUNDS	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
FEDERAL FUNDS	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
OTHER FUNDS	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
<b>TOTAL FUNDS</b>	<u><u>122,792</u></u>	<u><u>0</u></u>	<u><u>83,824</u></u>	<u><u>0</u></u>

**Explanation of Estimate:**

This fiscal note assumes inmates convicted of the following crimes would not be credited 50 percent of their sentence at the beginning of their sentence, but would be required to earn said good time through compliance with their personalized plan and for good behavior. The offenses are: 2<sup>nd</sup> degree Murder; Manslaughter; 1<sup>st</sup> degree Assault; 1<sup>st</sup> degree Sexual Assault; 1<sup>st</sup> degree Sexual Assault of a Child; Robbery; Kidnapping; Escape; 1<sup>st</sup> degree Assault of Officer/Health Care Provider; Assault by a Confined Person; Use of a Deadly Weapon to Commit a Felony. Fiscal year 2013 new admissions (2576 inmates) had 13.6% (or 350 inmates) of the individuals charged with at least one of the above mentioned offenses.

Projections assume future admission rates for the above-listed offenses will remain constant with the admission rate for fiscal year 2013. Sentence credits were estimated by applying the proposed legislation to inmates who discharged in fiscal year 2013 with one of the above-listed offenses. The proportion of credits earned for personalized plan compliance (84 percent) and good institutional behavior (87 percent) is assumed to remain constant with the fiscal year 2013 rate over time.

Based on their sentence structure and the assumptions above, below is the projected fiscal and population impact.

FY	Additional Inmates	Inmates x \$6,422 per diem
2014-2015	1	\$6,422
2015-2016	7	\$44,954
2016-2017	12	\$77,064
2017-2018	19	\$122,018
2018-2019	36	\$231,192
2019-2020	48	\$308,256
2020-2021	52	\$333,944
2021-2022	62	\$398,164
2022-2023	64	\$411,008
2023-2024	79	\$507,338
2024-2025	86	\$552,292
2025-2026	87	\$558,714

Additional staff (Records Officer) would be required to calculate sentences monthly. In addition to salary and benefits an additional \$1,500 would be necessary for operating and travel expenses, along with one-time costs of \$2,500 for office furnishings. Changes to the computer program for sentence calculation would take approximately four months to complete and cost approximately \$75,000.

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**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

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**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2014-15</u>	<u>2015-16</u>
	<u>14-15</u>	<u>15-16</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Records Officer	1	1	28,746	28,746
Benefits.....			8,624	8,624
Operating.....			82,422	45,954
Travel.....			500	500
Capital outlay.....			2,500	
Aid.....				
Capital improvements.....				
TOTAL.....			122,792	83,824