

**FISCAL NOTE**  
 LEGISLATIVE FISCAL ANALYST ESTIMATE

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)</b>				
	<b>FY 2020-21</b>		<b>FY 2021-22</b>	
	<b>EXPENDITURES</b>	<b>REVENUE</b>	<b>EXPENDITURES</b>	<b>REVENUE</b>
GENERAL FUNDS	100,000		2,905,768	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
<b>TOTAL FUNDS</b>	100,000		2,905,768	

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

This bill would make committed offenders automatically eligible for parole within two years of their mandatory discharge date, unless their sentence provides for an earlier parole eligibility date.

The Board of Parole is estimating a cost in FY22 of \$2,905,768 for up to five additional Specialized Officers or Senior Parole Officers, benefits, and treatment costs for approximately 400 additional people on parole per year. See the agency response attached for additional details not included in this fiscal note.

This bill could reduce the number of persons in prison, which would save the Department of Correctional Services (DCS) per diem costs and help with reducing overcrowding.

However, DCS does not expect this bill to have a noticeable impact on the inmate population during the next two years. DCS also notes that some individuals will be eligible for parole the day they enter prison.

DCS is estimating a one-time cost of \$100,000 for programming changes to the sentence calculation application.

<b>ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY &amp; POLT. SUB. RESPONSE</b>		
<b>LB: 1004</b>	<b>AM:</b>	<b>AGENCY/POLT. SUB: Nebraska Board of Parole (015)</b>
REVIEWED BY: Joe Wilcox	DATE: 01/27/2020	PHONE: (402) 471-4178
COMMENTS: No basis to disagree with the number of additional staff and corresponding Salary costs estimated by the Nebraska Board of Parole as a result of LB 1004, however, the estimate of \$200,000 for Benefits appears to be excessive given the total number of FTE's and salary costs estimated. A more reasonable figure for Benefits might be closer to \$130,000. Also, the fiscal note narrative identifies LB 1004 could result in a potential increase of 400 more inmates on Parole per year, at an average annual operating cost of \$3,347.41 per Parolee. This would result in additional annual operating costs of \$1,338,964 yet the fiscal note estimates this cost to be \$2,336,464, which is \$997,500 higher than the narrative would indicate.		

<b>ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY &amp; POLT. SUB. RESPONSE</b>		
<b>LB: 1004</b>	<b>AM:</b>	<b>AGENCY/POLT. SUB: Nebraska Department of Correctional Services (046)</b>
REVIEWED BY: Joe Wilcox	DATE: 1/27/2020	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the Nebraska Department of Correctional Services (NDCS) estimate of potential Fiscal impact to the Agency from LB 1004, although the estimate for application programming changes appears high.		

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

**2020**

**LB<sup>(1)</sup> 1004**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup> Nebraska Board of Parole

Prepared by: <sup>(3)</sup> Rosalyn Cotton Date Prepared: <sup>(4)</sup> 1-23-2020 Phone: <sup>(5)</sup> 402-479-5731

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

	<u>FY 2020-21</u>		<u>FY 2021-22</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	2,905,768.00	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	=====	=====

**Explanation of Estimate:**

Estimation of approximately an additional four hundred people on parole per year (133 high risk clients and 267 moderate risk clients):

The cost per parolee per year is \$3,347.41. This includes operating expenses, treatment (domestic violence groups, intensive outpatient substance abuse treatment, trauma recovery groups etc.) transitional housing stipends and miscellaneous expenses.

\* If Residential Substance Abuse Treatment is needed an additional \$7,500 per client is needed for a total of \$10,847.41 (Not included in estimate at this point)

For every fifty moderate risk parole clients released one parole officer is needed. For every thirty high risk parole clients released one officer is needed.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2020-21 EXPENDITURES</u>	<u>2021-22 EXPENDITURES</u>
	<u>20-21</u>	<u>21-22</u>		
Specialized Officer/Senior Parole Officer	_____	4/5	_____	177,304/ 192,000
Benefits.....	_____	_____	_____	200,000
Operating.....	_____	_____	_____	2,336, 464 .00
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____

Capital improvements.....

TOTAL.....

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
2,905,768.00

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

**2020**

**LB<sup>(1)</sup> 1004**

**FISCAL NOTE**

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

Prepared by: <sup>(3)</sup> Lisa Stanton Date Prepared: <sup>(4)</sup> 01/23/2020 Phone: <sup>(5)</sup> (402)479-5702

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

	<u>FY 2020-21</u>		<u>FY 2021-22</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	<u>100,000</u>	<u>                    </u>	<u>                    </u>	<u>                    </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>100,000</u></u>	<u><u>                    </u></u>	<u><u>0</u></u>	<u><u>                    </u></u>

**Explanation of Estimate:**

LB 1004 changes provisions relating to eligibility for parole. This bill could reduce the number of persons in prison, however, given that the average minimum sentence for inmates admitted in FY2019 was 7.13 years it is not expected to produce measurable effects on the NDCS population in the next two fiscal years.

Of note are 282 admissions in 2019 with maximum sentences of less than 4 years who will likely serve a maximum of two years in NDCS custody. The proposed legislation would make these individuals eligible for parole on the day they enter NDCS custody.

NDCS estimates programming changes to the sentence calculation application in the electronic inmate file to cost \$100,000.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2020-21 EXPENDITURES</u>	<u>2021-22 EXPENDITURES</u>
	<u>20-21</u>	<u>21-22</u>		
<u>Benefits.....</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>Operating.....</u>	<u>                    </u>	<u>                    </u>	<u>100,000</u>	<u>                    </u>
<u>Travel.....</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>Capital outlay.....</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>Aid.....</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>Capital improvements.....</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<b>TOTAL.....</b>	<u>                    </u>	<u>                    </u>	<u>100,000</u>	<u>0</u>