

PREPARED BY: Doug Nichols
DATE PREPARED: January 22, 2014
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LB 752

Revision: 00

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

| ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates) | | | | |
|-------------------------------------------------------------------------------------------------------|-------------------|---------|-------------------|---------|
| | FY 2014-15 | | FY 2015-16 | |
| | EXPENDITURES | REVENUE | EXPENDITURES | REVENUE |
| GENERAL FUNDS | | | | |
| CASH FUNDS | | | | |
| FEDERAL FUNDS | | | | |
| OTHER FUNDS | | | | |
| TOTAL FUNDS | | | | |

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

This bill would change certain assault provisions.

The Department of Correctional Services (DCS) states that this bill will have an indeterminate fiscal impact, and the impact on future admissions is not determinable.

As of December 31, 2013, the inmate population was 153.20% of design capacity.

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

2014

LB⁽¹⁾ 752

**FISCAL
NOTE**

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska Department of Correctional Services

Prepared by: ⁽³⁾ Christina Peters Date Prepared: ⁽⁴⁾ 1/15/2014 Phone: ⁽⁵⁾ (402) 479-5702

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

| | FY 2014-15 | | FY 2015-16 | |
|--------------------|-----------------------|--------------|--------------|--------------|
| | EXPENDITURES | REVENUE | EXPENDITURES | REVENUE |
| GENERAL FUNDS | <u>Indeterminable</u> | _____ | _____ | _____ |
| CASH FUNDS | _____ | _____ | _____ | _____ |
| FEDERAL FUNDS | _____ | _____ | _____ | _____ |
| OTHER FUNDS | _____ | _____ | _____ | _____ |
| TOTAL FUNDS | <u>_____</u> | <u>_____</u> | <u>_____</u> | <u>_____</u> |

Explanation of Estimate:

This bill broadens the scope of assault on an officer to include additional job classifications.

NDCS currently has 105 inmates with the charges of assault on a peace/DCS officer (1st, 2nd, or 3rd Degree; w/ motor vehicle, or w/ a bodily fluid).

The average offense sentence is 26.2 - 42.7 months, with estimated length of stay per offense (w/ 50% credit) of 13.1 - 21.4 months.

Inmates discharged in 2013 with the offense of Assault on a peace/DCS officer had an average total sentence of 56.3 - 97.8 months. The average length of stay of these inmates was 37.9 months. (NOTE: Length of stay may be influenced by inmates who committed multiple offenses.)

The Fiscal Impact is indeterminable. The impact on NDCS related to future admissions is not determinable.

The FY13 per diem (cost per day of food, clothing, housing, medical, etc.) for an individual inmate was \$6,422 per year.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

| POSITION TITLE | NUMBER OF POSITIONS | | 2014-15 EXPENDITURES | 2015-16 EXPENDITURES |
|---------------------------|---------------------|--------------|-------------------------|-------------------------|
| | 14-15 | 15-16 | | |
| _____ | _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ | _____ |
| Benefits..... | _____ | _____ | _____ | _____ |
| Operating..... | _____ | _____ | _____ | _____ |
| Travel..... | _____ | _____ | _____ | _____ |
| Capital outlay..... | _____ | _____ | _____ | _____ |
| Aid..... | _____ | _____ | _____ | _____ |
| Capital improvements..... | _____ | _____ | _____ | _____ |
| TOTAL..... | _____ | _____ | _____ | _____ |