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 DATE PREPARED: March 16, 2009
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Revision: 00

FISCAL NOTE
 LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES *				
	FY 2009-10		FY 2010-11	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

*Does not include any impact on political subdivisions. See narrative for political subdivision estimates.

This bill would change assault, assault on an officer, and offenses by a confined person provisions.

The Department of Health and Human Services (HHS) estimates no fiscal impact.

The Department of Correctional Services (DCS) states that there were 160 assaults on direct care staff at the Regional Centers in 2007, of which 21 inflicted serious injury, and in 2008, there were 47 assaults, with 11 injuries. It is unknown how many of these assaults were prosecuted as 3rd degree or 2nd degree (if a weapon was used). There were 33 admissions to DCS in FY2007, 32 in FY2008, and 29 so far in FY2009 for 3rd degree assault of an officer (0-5 yrs). The average sentence was a minimum of 2 years and a maximum of 3 years.

DCS does not have any information on client on client assaults in HHS facilities. There were 24 admissions to DCS in FY2007, 16 in FY2008, and 9 so far in FY2009 for assault by a confined person (Class II felony, 1-50 yrs). The average sentence was a minimum of 2 years and a maximum of 4 years.

DCS current total inmate population is 4424 (3/10/2009). The FY08 per diem (cost per day of feeding, clothing, housing, medical, etc) for an individual inmate was \$5,509/yr.

DEPARTMENT OF ADMINISTRATIVE SERVICES

REVIEWED BY	Joe Wilcox	DATE	1/29/09	PHONE	471-2526
COMMENTS					
Concur with agency analysis for DHHS.					
Concur with overall agency analysis that the bill could impact the Dept. of Correctional Services, but to an undetermined degree at this time.					