

COMMITTEE ON LEGISLATIVE RESEARCH
 OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0744-01
Bill No.: HB 149
Subject: Department of Corrections: Crimes and Punishment
Type: Original
Date: December 29, 2000

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
None			
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
None			
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 3 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of State Courts Administrator**, the **Office of Prosecution Services**, and the **Office of the State Public Defender** assume the proposed legislation would have no fiscal impact on their agencies.

In response to an identical bill from the 2000 session (HB 1207), Officials from the **Department of Corrections (DOC)** stated that the criminal conduct outlined in this proposal is strictly prohibited in department procedure. The DOC cannot predict the number of new commitments in the future which could result from the creation of the offense outlined in this proposal; however, it is assumed the fiscal impact would be minimal and could be absorbed within existing resources.

<u>FISCAL IMPACT - State Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
	\$0	\$0	\$0
<u>FISCAL IMPACT - Local Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
	\$0	\$0	\$0

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This proposal would create the class C felony of offender sexual abuse. An employee of the Department of Corrections would be guilty of the offense if the employee had sexual intercourse, deviate sexual intercourse, or sexual contact with an offender.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space. The proposal would not affect Total State Revenue.

SOURCES OF INFORMATION

Office of State Courts Administrator
Office of Prosecution Services
Office of the State Public Defender
Department of Corrections



Jeanne Jarrett, CPA
Director

December 29, 2000