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## FISCAL IMPACT REPORT

SPONSOR King DATE TYPED 2-2-04 HB 318

SHORT TITLE Corrections Intensive Supervision Fund Uses SB \_\_\_\_\_

ANALYST Reynolds-Forte

### APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY04	FY05	FY04	FY05		
			See Narrative		

(Parenthesis ( ) Indicate Expenditure Decreases)

Relates to Appropriation in the General Appropriation Act

### SOURCES OF INFORMATION

LFC Files

#### Responses Received From

Corrections Department  
 Juvenile Parole Board  
 Administrative Office of the Courts  
 Attorney General's Office  
 Administrative Office of the District Attorneys

### SUMMARY

#### Synopsis of Bill

House Bill 318 changes the name of the Corrections Department "intensive supervision fund" to the "community supervision fund" and expands the purpose for which it may be spent. Currently, the fund may be used for intensive supervision related costs. House Bill 318 will allow the Department to spend this fund to cover cost related to all probation and parole programs.

### FISCAL IMPLICATIONS

House Bill 318 will not impact the amount of money collected to deposit into the fund; the bill expands the use of the fund only. The Legislature takes credit for revenues in this fund in the Corrections budget.

Probation and Parole fees are deposited into the fund. In FY03, approximately \$900.0 was collected and deposited and \$923.0 was spent on intensive supervision programs. The Executive Budget Recommendation notes that approximately half of offenders are paying the fee and a recommendation is made for the Department to make greater efforts to collect this fee on a regular basis. Additional fees are anticipated from this effort.

Currently the fund may only be used for intensive supervision purposes which is a limited program. If revenues are collected above those which are budgeted, the Department may request a budget increase. Under current law, the Department could only request the increase for intensive supervision related costs. With the changed use of the fund, the Department would be able to request increases for any probation and parole cost. These revenues would be limited by the General Appropriation Act limitation on increasing other state fund revenues which is currently a 5% increase limit.

### **ADMINISTRATIVE IMPLICATIONS**

The Corrections Department believes this bill could result in a slight decrease in the administrative burden on staff that is required to administer probation and parole programs by allowing more flexibility in the use of these funds.

### **RELATIONSHIP**

House Bill 318 relates to the General Appropriations Act which appropriates the monies from this fund to the Corrections Department.

### **OTHER SUBSTANTIVE ISSUES**

The Corrections Department believes that the bill could encourage the probation and parole officers who supervise probationers and parolees who are under regular supervision to intensify their efforts to collect the fees knowing it may benefit them, i.e., more equipment, programming, furniture, etc., rather than just ISP.

The Administrative Office of the District Attorneys estimate there is no fiscal impact related to this bill, but is concerned this change could adversely affect the intensive supervision program which they believe is very important. They bring up the issues that if the fund is allowed to be used to fund the rest of the Corrections Department probation and parole programs, sufficient funds may not be available to continue and expand the intensive supervision programs.

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