

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2018-19		FY 2019-20	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	65,000		0	
CASH FUNDS	110,000		0	
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	175,000		0	

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

This bill would provide for deferred judgments as a new sentencing option. A deferred judgment docket shall be created and maintained by the State Court Administrator.

The Supreme Court estimates a one-time cost in FY18-19 of \$175,000: \$65,000 in General Funds and \$110,000 in Cash Funds. The Court notes that this estimated cost is primarily for additional programming and modification of both Probation and Court computer systems. Additional education and training will also be necessary. The Court notes that the bill may also have a longer-term impact, but a detailed estimate cannot be determined at this time.

The Department of Correctional Services (NDCS) estimates no fiscal impact from the provisions of the bill relating to deferred judgment probation because these persons are eligible for probation currently. Regarding the provisions of the bill requiring that a person not have a prior felony conviction to be eligible for deferred judgement, NDCS states that this impact cannot be determined.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 972	AM:	AGENCY/POLT. SUB: Nebraska Department of Correctional Services (046)	
REVIEWED BY: Joe Wilcox	DATE: 01/31/2018	PHONE: (402) 471-4178	
COMMENTS: No basis to dispute the Nebraska Department of Correctional Services estimate of Indeterminate to potentially No Fiscal Impact to the Agency from LB 972.			

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

2018

LB⁽¹⁾ 972

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾

Nebraska Department of Correctional Services

Prepared by: ⁽³⁾

Jeff Beaty

Date Prepared: ⁽⁴⁾

1/26/18

Phone: ⁽⁵⁾

4024795767

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2018-19</u>		<u>FY 2019-20</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	=====	=====

Explanation of Estimate:

LB 972 proposes to establish deferred judgement probation as a sentencing option in Nebraska. Successful completion of deferred judgement probation results in the charges being dismissed and the individual has no conviction on their record. In order to be eligible, LB 972 requires the individual must not have a prior felony conviction or been previously granted deferred judgement probation for a felony and must be otherwise eligible for probation.

NDCS estimates no fiscal impact from LB 972 as all of the individuals eligible for deferred judgement probation under LB 972 are eligible for probation in the status quo and the impact of individuals not having a felony conviction on their record in future criminal proceedings cannot be determined.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2018-19</u>	<u>2019-20</u>
	<u>18-19</u>	<u>19-20</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____

