



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2017 Biennium

**Bill #** SB0224

**Title:** Create a sentencing commission

**Primary Sponsor:** Wolken, Cynthia

**Status:** As Introduced

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> Significant Local Gov Impact     | <input checked="" type="checkbox"/> Needs to be included in HB 2 | <input checked="" type="checkbox"/> Technical Concerns   |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts           | <input type="checkbox"/> Dedicated Revenue Form Attached |

### FISCAL SUMMARY

	<u>FY 2016 Difference</u>	<u>FY 2017 Difference</u>	<u>FY 2018 Difference</u>	<u>FY 2019 Difference</u>
<b>Expenditures:</b>				
General Fund	\$36,464	\$36,464	\$0	\$0
<b>Revenue:</b>				
General Fund	\$0	\$0	\$0	\$0
<b>Net Impact-General Fund Balance:</b>	<u>(\$36,464)</u>	<u>(\$36,464)</u>	<u>\$0</u>	<u>\$0</u>

**Description of fiscal impact:** This bill creates a 2-year sentencing commission to study the impact of existing policies and practices in Montana relating to correctional programs. This commission would be administratively attached to the Department of Corrections for purposes of administration, budgeting, record-keeping, and other clerical functions.

### FISCAL ANALYSIS

#### Assumptions:

1. This bill creates a sentencing commission comprised of 22 individuals from throughout Montana. This will include three Department of Corrections' staff, four state employees from other agencies, and 15 additional Montana citizens, including county and city employees, and community members.
2. This fiscal note assumes commission members who are not state employees would be paid under 2-15-124, MCA, which includes a paid daily rate of \$50. The fiscal note also assumes that the meal per diem rate of \$23, the hotel per diem rate of \$88 (average cost in Helena, MT), and mileage of \$113.00 (assuming an average round-trip drive of 200 miles at \$0.565 per mile) will be paid according Montana Operations Manual established rates.
3. Each meeting is estimated to take two days. This fiscal note assumes there will be four meetings are required each year, for a total of eight days per year.

4. For purposes of this fiscal note, it is assumed that two Department of Corrections’ staff, two state employees from other agencies, and one member of the public would be from Helena, and not incur travel expenses. Based on the costs listed above, four meetings per year will cost the department \$36,464 per year of the 2017 biennium.
5. Existing department staff will conduct the administrative tasks associated with this commission. The tasks would include administrative/clerical work, organization, and record keeping. In addition, the department will utilize existing office space for meeting locations.
6. The commission terminates June 30, 2017.

	<u><b>FY 2016</b></u> <u><b>Difference</b></u>	<u><b>FY 2017</b></u> <u><b>Difference</b></u>	<u><b>FY 2018</b></u> <u><b>Difference</b></u>	<u><b>FY 2019</b></u> <u><b>Difference</b></u>
<b><u>Fiscal Impact:</u></b>				
<b><u>Expenditures:</u></b>				
Personal Services	\$6,000	\$6,000	\$0	\$0
Operating Expenses	\$30,464	\$30,464	\$0	\$0
<b>TOTAL Expenditures</b>	<u><u>\$36,464</u></u>	<u><u>\$36,464</u></u>	<u><u>\$0</u></u>	<u><u>\$0</u></u>
<b><u>Funding of Expenditures:</u></b>				
General Fund (01)	\$36,464	\$36,464	\$0	\$0
<b>TOTAL Funding of Exp.</b>	<u><u>\$36,464</u></u>	<u><u>\$36,464</u></u>	<u><u>\$0</u></u>	<u><u>\$0</u></u>
<b><u>Revenues:</u></b>				
General Fund (01)	\$0	\$0	\$0	\$0
<b>TOTAL Revenues</b>	<u><u>\$0</u></u>	<u><u>\$0</u></u>	<u><u>\$0</u></u>	<u><u>\$0</u></u>
<b><u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u></b>				
General Fund (01)	(\$36,464)	(\$36,464)	\$0	\$0

**Technical Notes:**

1. This fiscal note assumes that commission members would be entitled to the per diem and travel expenses described above. However, the bill is silent on the matter.

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*Sponsor’s Initials*

\_\_\_\_\_  
*Date*

\_\_\_\_\_  
*Budget Director’s Initials*

\_\_\_\_\_  
*Date*