



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2025 Biennium

**Bill information:**

SB0077 - Generally revise laws related to redistricting data for inmates (Morigeau, Shane A)

**Status:** As Introduced

- Significant Local Gov Impact     
  Needs to be included in HB 2     
  Technical Concerns  
 Included in the Executive Budget     
  Significant Long-Term Impacts     
  Dedicated Revenue Form Attached

### FISCAL SUMMARY

	<u>FY 2024</u> <u>Difference</u>	<u>FY 2025</u> <u>Difference</u>	<u>FY 2026</u> <u>Difference</u>	<u>FY 2027</u> <u>Difference</u>
<b>Expenditures:</b>				
General Fund	\$0	\$0	\$0	\$0
<b>Revenue:</b>				
General Fund	\$0	\$0	\$0	\$0
<b>Net Impact-General Fund Balance:</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

**Description of fiscal impact:** SB 77 would require the state census and economic information center at the Department of Commerce to revise federal decennial census population data to reallocate incarcerated individuals to reflect their last known addresses. There is no state fiscal impact.


### FISCAL ANALYSIS

**Assumptions:**

- Section 3 of the bill requires the Montana Department of Corrections to submit certain data on incarcerated individuals to the State Census and Information Center (Center). Section 4 requires the Center to request certain data on incarcerated individuals from federal correctional facilities.
- The data on incarcerated individuals received by the center in accordance with Sections 3 and 4 will be prepared and made available to the districting and apportionment commission.
- Section 6 requires the center to identify the geographic unit containing the street address of the correctional facilities and the last known addresses of the individuals incarcerated therein. The center shall adjust the population counts for those geographic units as follows:
  - If in-state resident prior to incarceration: counted in last known residence's district population

- b. If out-of-state resident prior to incarceration, or unknown: excluded from all district populations
- 4. Following the 2020 Census, the U.S. Census Bureau plans to offer a product that states can request, to assist them in their goals of reallocating their own prisoner population counts. Any state that requests this product will be required to submit a data file (indicating where each prisoner was incarcerated on Census Day, as well as their pre-incarceration address) in a specified format. The U.S. Census Bureau will review the submitted file and, if it includes the necessary data, provide a product that contains supplemental information the state can use to construct alternative within-state tabulations for its own purposes.
- 5. The center would make use of the data received pursuant to Sections 3 and 4 to build the data file required by the U.S. Census Bureau to take advantage of the product provided to construct the required alternative tabulations.
- 6. The center anticipates no additional resources would be necessary.

**NO SPONSOR SIGNATURE**

_____ <i>Sponsor's Initials</i>	1/6/23 _____ <i>Date</i>	 _____ <i>Budget Director's Initials</i>	1-2-23 _____ <i>Date</i>
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