2007 Regular Legislative Session FISCAL ANALYSIS OF PROPOSED LEGISLATION Prepared by the Oregon Legislative Fiscal Office

MEASURE NUMBER: SB 578 STATUS: A Engrossed

SUBJECT: Creates crime of trafficking in persons and creates a task force on Trafficking in Persons. **GOVERNMENT UNIT AFFECTED:** Department of Justice, Oregon Judicial Department, Criminal

Justice Commission, Department of Corrections, Public Defense Services Commission

PREPARED BY: Tim Walker

REVIEWED BY: Doug Wilson, Robin LaMonte

DATE: April 12, 2007

	2007-2009			<u>2009-2011</u>
EXPENDITURES:				
Department of Justice				
Personal Services (Other Funds)	\$	78,414	\$	_
Service and Supplies (Other Funds)	\$	20,742	\$	-
Department of Corrections				
Bed Impact (General Fund)	\$	163,180	\$	520,057
Post Prison Supervision (General Fund)	\$	-	\$	29,401
Total		262,336		549,458
		2007-2009		2009-2011
REVENUES:				
Department of Justice (Other Funds)	\$	(128,000)	\$	-
POSITIONS / FTE:				
Senior Assistant Attorney General		1/0.312		_
Office Specialist I		1/0.156		-

EFFECTIVE DATE: On passage.

GOVERNOR'S BUDGET: This bill is not anticipated by the Governor's recommended budget.

LOCAL GOVERNMENT MANDATE: This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

COMMENTS: This bill creates the crime of human trafficking as a class A and class B felony depending upon the circumstances. The bill also provides for immunity from criminal prosecution for the victims of human trafficking and establishes a task force on Human Trafficking

The Criminal Justice Commission (CJC) estimates this bill may result in 5 new cases annually resulting in 24 month prison sentences and 36 months of post prison supervision in each case. The Department of Corrections (DOC) estimates a prison bed impact of \$163,180 in the 2007-09 biennium and \$520,057 in the 2009-11 biennium. There would also be a post prison supervision cost of \$29,401 in 2009-11. DOC used \$79.06 per day to calculate the prison bed impact and \$9.31 per day to calculate the post prison supervision costs. The prison bed impact would peak at \$530,000 per biennium in the 2011-13 biennium.

The Department of Justice (DOJ) is directed to staff the task force on human trafficking. DOJ estimates it will cost \$99,156 to staff this task force with one Senior Assistant Attorney General (SAAG) working ½ time for 15 months and one Office Specialist I working ¼ time for 15 months. DOJ would also expect to lose \$128,000 in revenue by assigning a SAAG to the task force and not being able to bill for the SAAG's time. DOJ has indicated they will absorb the costs of staffing this task force within their current budget.

The Oregon Judicial Department (OJD) and the Public Defense Services Commission (PDSC) anticipate the increased costs to be minimal. The average cost per felony case for OJD is \$511 and for PDSC it is \$2,561 for a class A felony and \$1,866 for a class B felony. Depending upon how these cases are charged, it may cost OJD and PDSC an additional \$27,000 per biennium.

Due to the potential impact to General Fund, Legislative Fiscal Office believes this bill warrants a subsequent referral to the Joint Committee on Ways and Means.