

FISCAL IMPACT OF PROPOSED LEGISLATION**Measure: HB 2234**Seventy-Seventh Oregon Legislative Assembly – 2013 Regular Session
Legislative Fiscal Office***Only Impacts on Original or Engrossed
Versions are Considered Official***

Prepared by: John Terpening
Reviewed by: Monica Brown
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Measure Description:

Eliminates sunset of provision authorizing supervisory authority to place offenders on inactive post-prison supervision.

Government Unit(s) Affected:

Department of Corrections, Cities, Counties

Summary of Expenditure Impact: See Analysis

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.

Analysis:

The measure eliminates the sunset provision authorizing a supervisory authority to place offenders on inactive post-prison supervision.

HB 3508 (2009) set a minimum amount of time an offender must serve under active supervision. An offender may be transitioned to inactive supervision or remain on active supervision depending on the offender's compliance with the terms of probation supervision, employment status, and treatment program outcomes and the status of the offenders meeting court ordered monetary obligations. The measure had a sunset date of July 1, 2011. The sunset was extended to July 1, 2013 by SB 75 (2011).

By eliminating the sunset provision, the measure would allow the Department of Corrections (DOC) and community corrections departments to continue to place offenders on "inactive" status, thereby providing a cost savings of approximately \$8.64 per day for each offender and shortening the length of time on probation supervision. The repealing of the sunset is assumed in the Governor's Budget for DOC.

If the sunset is not repealed, offenders must remain on "active" status, and DOC would reimburse community corrections departments for those offenders under local control. The cost to DOC for reimbursement is indeterminate, as the actual number of offenders that may no longer be placed on "inactive" status is unknown.

Thus far in the 2013 legislative session, this is the seventh fiscal impact statement issued by LFO on measures effecting the corrections population. The cumulative effect of similar measures passed during the legislative session will impact the Corrections Population Forecast produced by the Office of Economic Analysis which serves as the basis for funding the Department of Corrections operations and community corrections budgets.