

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: HB 2310 – B

Seventy-Eighth Oregon Legislative Assembly – 2015 Regular Session
Legislative Fiscal Office

*Only Impacts on Original or Engrossed
Versions are Considered Official*

Prepared by: John Terpening
Reviewed by: Steve Bender, Linda Gilbert, Ken Rocco
Date: 6-3-2015

Measure Description:

Allows Department of Corrections inmates to receive credit for time served for presentence incarceration after arrest for certain crimes related to sentencing crime.

Government Unit(s) Affected:

Counties, Department of Corrections, District Attorneys and their Deputies, Judicial Department, Oregon Criminal Justice Commission

Summary of Expenditure Impact:

Agency – Fund Type	2015-2017 Biennium	2017-2019 Biennium
Department of Corrections – General Fund		
Prison Costs	(\$201,830)	(\$521,438)

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 allows for a person to receive credit for time served for presentence incarceration under certain specific circumstances. In order to estimate the fiscal impact for credit for time served for presentence incarceration, the Criminal Justice Commission (CJC) and Department of Corrections (DOC) used a random sample of 800 inmates. CJC determined the number of inmates that would now be eligible to receive credit for time served under the measure. Based on the marginal cost per day of \$23.41, DOC assumes a cost savings of \$201,830 General Fund for 2015-17, and \$521,438 General Fund in 2017-19. Based on the Corrections Population Forecast projections from the Office of Economic Analysis, DOC estimates are based on reducing a portion of the 964 existing emergency beds at the marginal cost per day. DOC notes that the estimates could vary depending on the decisions of the presiding judges on determining eligible credit for time served.

HB 3194 (2013) requires a 10-year estimate of the fiscal impact for measures with an effect on crimes and sentencing. Using the assumptions listed above, DOC anticipates cost savings for the 2019-21 biennium to be \$611,268 General Fund, savings of \$656,729 General Fund in 2021-23, and savings of \$678,191 General Fund in 2023-25.

There is a minimal fiscal impact as a result of this measure for the Judicial Department and District Attorney's and their Deputies.