



Colorado Legislative Council Staff Fiscal Note
**STATE and LOCAL
 FISCAL IMPACT**

Drafting Number: LLS 12-0898 **Date:** April 4, 2012
Prime Sponsor(s): Rep. Becker; Levy **Bill Status:** House Appropriations
 Sen. Steadman; Lambert **Fiscal Analyst:** Kerry White (303-866-3469)

TITLE: CONCERNING AUTHORIZATION OF A PRISON UTILIZATION ANALYSIS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Fiscal Impact Summary	FY 2012-2013	FY 2013-2014
State Revenue		
State Expenditures General Fund	\$350,000	See State Expenditures section.
FTE Position Change		
Effective Date: Upon signature of the Governor, or upon becoming law without his signature.		
Appropriation Summary for FY 2012-2013: The bill appropriates \$350,000 General Fund to the Office of the Governor allocated to the Office of State Planning and Budgeting.		
Local Government Impact: Potential workload increase. See Local Government Impact section.		

Summary of Legislation

Recommended by the Joint Budget Committee, this bill directs the Governor's Office of State Planning and Budgeting (OSPB) to contract for a system-wide analysis of the Department of Corrections (DOC) by July 1, 2012, or as soon as possible thereafter. The purpose of the study is to determine the most appropriate and cost-effective uses of available private and state prison beds.

The OSPB is encouraged to convene an advisory group of stakeholders and persons with correctional expertise and to consider specific factors such as public safety, operational needs of the DOC, offender classifications and needs, local impacts, and cost and efficiency measures, among others. Quarterly progress reports and final recommendations for the five fiscal years beginning in FY 2013-14 are to be provided to the Joint Budget Committee (JBC).

State Expenditures

For FY 2012-13, this bill will increase state General Fund expenditures by \$350,000. These moneys will be used to hire a contractor to complete the study of Colorado's correctional system and prison bed use. The DOC will also experience an increase in workload to respond to requests for data from the contractor, OSPB, and JBC. This analysis assumes that any such requests can be accomplished within existing appropriations.

In addition, based on the topic and specified factors in the bill, this analysis assumes staff from various other state agencies may be asked to contribute to the study and resulting recommendation processes. Affected agencies could include the Departments of Education, Human Services, Local Affairs, and Public Safety, among others. This analysis assumes any workload increase experienced by these departments will not require an increase in appropriations.

Beginning in FY 2013-14, state expenditures may be impacted by the results of the study. Any required adjustments will be addressed through the annual budget process, once prison use findings and recommendations are available.

Local Government Impact

This bill has a conditional impact on local governments, including school districts. The bill directs the OSPB and JBC to develop options for prison-bed utilization based in part on public safety, local community economic and school financing impacts, and the public and private workforce. To the extent that representatives of municipalities, counties, and school districts are invited to contribute to the study, workload for these entities will increase. This analysis assumes that any increase in workload will be minimal.

Pursuant to Section 22-32-143, C.R.S., as specified by House Bill 11-1277, school districts and Boards of Cooperative Educational Services (BOCES) may submit estimates of fiscal impacts within seven days of a bill's introduction. As of the date of this fiscal note, no summaries of fiscal impacts were submitted by districts or BOCES for this bill. If summaries of fiscal impacts are submitted by districts or BOCES in the future, they will be noted in subsequent revisions to the fiscal note and posted at this address: <http://www.colorado.gov/lcs>.

State Appropriations

For FY 2012-13, the bill appropriates \$350,000 General Fund to the Office of the Governor for allocation to the Office of State Planning and Budgeting.

Departments Contacted

Corrections
Human Services
Local Affairs
Public Safety

Education
Joint Budget Committee Staff
Office of State Planning and Budgeting