

CORRECTIONS IMPACT STATEMENT

SESSION: 17RS **BILL #: HB 22** Prefiled **BR #: 125** **DOC ID#: BR012500.100 - 125 - 158**
BILL SPONSOR(S): Rep. Donohue **AMENDMENT SPONSOR(S):**
SUBJECT: AN ACT relating to day reporting programs.

SUMMARY OF LEGISLATION: Create a new section of KRS Chapter 533 to authorize the use of day reporting programs in criminal sentencing.

This bill amendment committee substitute is expected to:

Have the following Corrections impact Have no Corrections impact

- | | |
|--|--|
| <input type="checkbox"/> Creates new crime(s) | <input type="checkbox"/> Repeals existing crime(s) |
| <input type="checkbox"/> Increases penalty for existing crime(s) | <input type="checkbox"/> Decreases penalty for existing crime(s) |
| <input type="checkbox"/> Increases incarceration | <input checked="" type="checkbox"/> Decreases incarceration |
| <input type="checkbox"/> Reduces inmate/offender services | <input checked="" type="checkbox"/> Increases inmate/offender services |
| <input type="checkbox"/> Increases staff time or positions | <input type="checkbox"/> Reduces staff time or positions |
| <input type="checkbox"/> Changes elements of offense for existing crime(s) | |
| <input type="checkbox"/> Otherwise impacts incarceration (Explain) _____ | |

STATE IMPACT: Class A, B & C felonies are based on an average daily prison rate of \$66.82. Most Class D felons are housed in one of 76 full service jails for up to 5 years. DOC's cost to incarcerate a felony inmate in a jail is \$31.41 per day (includes jail per diem, medical & central office costs), not including substance abuse treatment. Projections are based on the daily rate x 365 x number of years.

Projected Impact: NONE MINIMAL MODERATE SIGNIFICANT

Potential Impact:

The proposed legislation allows for day reporting programs to be operated by a county jail and for use as an alternative sentence by the Court. Felony offenders eligible for placement in a county jail would also be eligible for a day reporting program, creating an opportunity for cost savings for the Department of Corrections associated with housing inmates. The state would likely incur a program cost proportionate to the services provided to felony inmates, while still realizing a cost savings from the current inmate per diem.

LOCAL IMPACT: Local governments are responsible for the cost of incarcerating individuals charged with Class A or B misdemeanors and felony defendants until disposition of the case. While the expense varies by jail, this estimated impact will be based on \$31.34 per day, which equals the per diem and medical that DOC pays jails to house felony offenders.

Projected Impact: NONE MINIMAL MODERATE SIGNIFICANT

Potential Impact:

The impact on local facilities is unclear at this time. The operation of a day reporting center would affect jailers through program costs, program space, and staffing. Additionally, the possible reduction of state inmate beds would result in a loss of revenue for jails. Currently, there are 85 offenders in jail custody for violations of supervision that could be eligible for a day reporting program as an alternative sentence.

Under the legislation, the day reporting program may require participants to be subject to electronic monitoring under the supervision of the county jailer or misdemeanor supervision departments (KRS 532.210).

The following offices contributed to this Corrections Impact Statement:

Dept. of Corrections Dept. of Kentucky State Police Administrative Office of the Courts Parole Board Other

NOTE: Consideration should be given to the cumulative impact of all bills that increase the felon population or that impose new obligations on state or local governments.

APPROVED BY: _____
Commissioner, Kentucky Department of Corrections

Date