

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 236** HLS 18RS 353
 Bill Text Version: **ENGROSSED**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: April 15, 2018 12:19 PM	Author: IVEY
Dept./Agy.: Corrections	Analyst: Monique Appeaning
Subject: Inmate Rehabilitation & Computer Technology Development	

PUBLIC SFTY/CORRECTIONS EG SEE FISC NOTE GF EX See Note Page 1 of 2
 Enacts the Inmate Rehabilitation and Computer Technology Development Act

Proposed law enacts the Inmate Rehabilitation and Computer Technology Development Act, provides for the development and administration of the inmate rehabilitation and computer technology development program, provides for definitions, and provides for legislative findings. Proposed law creates the inmate rehabilitation and computer technology development advisory council, provides for the membership of the council, powers and duties of the council and authorizes the receipt of per diem by certain members of the council. Proposed law provides for inmate eligibility for participation in the program and selection of eligible inmates, duration of the program, and criteria for removal from the program. Proposed law provides for rule-making and annual reporting. Proposed law provides for the powers, duties, and responsibilities of the Department of Public Safety and Corrections regarding the implementation and administration of the program, authorizes and provides for computer technology development work release programs, provides for the collection and distribution of inmate wages, for substance abuse counseling and treatment, and for mandatory and random drug testing of inmates.

EXPENDITURES	2018-19	2019-20	2020-21	2021-22	2022-23	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total						
REVENUES	2018-19	2019-20	2020-21	2021-22	2022-23	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

Proposed law may result in an indeterminable, and potentially significant, increase in SGF expenditures for the Department of Public Safety and Corrections - Corrections Services (DPSC) to administer the Inmate Rehabilitation and Computer Technology Development Program for certain eligible inmates. The exact cost is unknown as there is currently an existing structure for inmate training in the department. The department also currently has a work release program through the Local Housing of Adult Offenders budget unit that provides training opportunities to eligible state inmates. Depending on the implementation solution chosen by DPSC, proposed law may result in a wide range in its fiscal impact. To the extent the DPSC is able to enter cooperative endeavor agreements (CEAs) or contracts to shift training costs to other governmental or private entities, costs for DPSC may be mitigated. To the extent DPSC chooses to implement a program solely within the department, or a blended partnership with external entities, the cost exposure could be significant.

Proposed law permits DPSC the option to enter into cooperative endeavor agreements or contracts with the Louisiana Department of Labor (Workforce Commission), the Department of Education, software or computer companies, representatives of the computer technology community, or any other applicable industry representative of the computer technology community, or any other applicable industry representative's training facilities, and employers to provide the intensive training programs necessary for proper certification or licensing of computer technologists. Proposed law also provides for the DPSC to enter into CEAs or contracts with service providers for substance abuse treatment and counseling or halfway housing to inmates who participate in the program. To the extent DPSC enters into CEAs or contracts for inmate training with one or more of the entities described above, it will likely result in a transfer of the cost from DPSC to other government or private entities for state inmate training as outlined in proposed law.

Proposed law provides for a Computer Technology Development Work Opportunities Program for graduates. This program provides eligible inmates work opportunities through a work release or computer technology development work while incarcerated. Proposed law direct the DPSC to designate and adapt facilities for the purpose of housing inmates with computer technology development work opportunity privileges, or it may arrange and contract for other facilities, for inmates employed in the area. To the extent DPSC designates and adapt facilities in lieu of arranging or contracting for other facilities, it will likely result in an indeterminable and potentially significant increase in SGF expenditures.

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REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate Dual Referral Rules
 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}

House
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Evan Brasseaux
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Staff Director

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CONTINUED EXPLANATION from page one:

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CONTINUED FROM PAGE 1

Proposed law provides for inmates with computer technology development work opportunity privileges to be liable for the cost of his room, food, clothing, tuition, books, fees for the examination for certification or licensing in craft, any certification or licensing fees required to become a computer technologist, necessary travel expenses to and from work and other necessary expenses for his employment or placement unless other means of payment are approved by the department. This will result in an indeterminable decrease in SGF expenditures DPSC for the inmates who participate in this program. SGF expenditures will decrease by \$54.21 per offender per day if an offender is housed in a state facility or \$24.39 for a state offender housed in a local facility. An offender sentenced to the custody of the Department of Public Safety and Corrections - Corrections Services for one year would decrease SGF expenditures by \$19,786.65 (\$54.21 per day x 365 days) if housed in a state facility and \$8,902.35 (\$24.39 per day x 365 days) if housed in a local facility. Approximately 50% of state offenders are housed in state facilities and approximately 50% of state offenders are housed in local facilities. NOTE: Proposed law provides that the deductions for room, board and other administrative costs resulting from participating in a computer technology development work opportunity program shall not exceed 75% of the wages received by an inmate.

Proposed law creates the Inmate Rehabilitation and Computer Technology Development Advisory Council. This 13 member council shall meet at least quarterly. To the extent, mileage reimbursements for travel for council related work is granted for certain state employees, it may result in an indeterminable increase in state expenditures for Department of Public Safety and Corrections, the Department of Education, the Louisiana Community and Technical College System, Louisiana State Senate, and the Louisiana House of Representatives.

Proposed law will result in an indeterminable increase in SGF expenditures. Proposed law allows for a per diem of \$75 for each day spent in actual attendance of meetings of the council for members, other than the secretaries, or their designees, or employees of the state. Proposed law provides mileage reimbursement, not to exceed mileage rate for state employees for all members for mileage traveled in attending meetings of the council. However, the impact on expenditures is indeterminable and will depend upon mileage of the members, the number of meeting days held, and the actions taken by the council. To the extent that council members from other state agencies request travel reimbursement (mileage only), there will be additional indeterminable costs in SGF expenditures to the Department of Public Safety and Corrections - Correction Services. There will also be costs for the payment of supplies, materials, printing and reproduction of materials and all other necessary expenses incurred in connection with the council and its work.

Senate Dual Referral Rules
 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}

House
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

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