



**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**

Fiscal Note On: **SB 85** SLS 21RS 298  
 Bill Text Version: **ORIGINAL**  
 Opp. Chamb. Action:  
 Proposed Amd.:  
 Sub. Bill For.:

<b>Date:</b> April 26, 2021	6:37 PM	<b>Author:</b> ABRAHAM
<b>Dept./Agy.:</b> Corrections		<b>Analyst:</b> Rebecca Robinson
<b>Subject:</b> Rate at which prisoners can earn "good time"		

CRIMINAL JUSTICE OR DECREASE GF EX See Note Page 1 of 1  
 Provides relative to the rate at which certain prisoners earn "good time". (gov sig)

Present law provides for offenders convicted of a crime of violence, without a prior conviction of a crime of violence, or a sex offense to earn "good time" at a rate of 1 day for every 3 days in actual custody. Proposed law retains present law and clarifies the language that an offender cannot have a prior conviction of a sex offense. Proposed law amends present law and allows offenders to earn "good time" regardless of the date of the commission of the offense or the date of the conviction.

<b>EXPENDITURES</b>	<b>2021-22</b>	<b>2022-23</b>	<b>2023-24</b>	<b>2024-25</b>	<b>2025-26</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	DECREASE	DECREASE	DECREASE	DECREASE	DECREASE	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>						
<b>REVENUES</b>	<b>2021-22</b>	<b>2022-23</b>	<b>2023-24</b>	<b>2024-25</b>	<b>2025-26</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>						

**EXPENDITURE EXPLANATION**

There will be an indeterminable decrease to SGF expenditures for the Department of Safety & Corrections - Corrections Services (DPS&C) to the extent more offenders may be eligible to earn "good time" and are thereby released from custody of DPS&C. Present law only applies to offenders convicted of a crime of violence who committed an offense or whose probation or parole is revoked on or after November 17, 2017. Proposed legislation eliminates the date requirement and makes "good time" eligible for these particular offenders regardless of the date of the commission of the offense or the date of the conviction. This retroactive applicability of "good time" for offenders convicted of a first offense crime of violence may result in more offenders being released from the custody of DPS&C earlier than they normally would have been. A reduction of offenders in DPS&C custody could save DPS&C \$26.39 per day per offender and \$9,632 annually (\$26.39 per day per offender x 365 days) for those in adult local housing. A reduction in convictions could save DPS&C \$67.36 per day per offender and \$24,586 annually (\$67.36 per day per offender x 365 days) for those in a state facility.

**REVENUE EXPLANATION**

There will be an indeterminable increase in self-generated revenue to the Department of Public Safety & Corrections - Adult Probation and Parole (probation) to the extent offenders convicted of a first offense crime of violence are released on parole and/or probation. The probation department would realize an increase in fees paid by parolees and probationers. The exact fiscal impact is indeterminable because the number of offenders who may be released and the amount of monthly fees charged is unknown.

Senate

Dual Referral Rules

House

13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}

6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}

13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

*Alan M. Boxberger*

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Staff Director