PREPARED BY: DATE PREPARED: PHONE: Doug Nichols January 16, 2013 402-471-0052

**LB 128** 

Revision: 00

## **FISCAL NOTE**

**LEGISLATIVE FISCAL ANALYST ESTIMATE** 

ESTIMATE OF FISCAL IMPACT - STATE AGENCIES (See narrative for political subdivision estimates)					
	FY 2013-14		FY 2014-15		
_	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE	
GENERAL FUNDS					
CASH FUNDS					
FEDERAL FUNDS					
OTHER FUNDS					
TOTAL FUNDS					

Any Fiscal Notes received from state agencies and political subdivisions are attached following the Legislative Fiscal Analyst Estimate.

This bill would create the offense of disarming a peace officer, and makes the offense a Class III felony (Maximum — twenty years imprisonment, or twenty-five thousand dollars fine, or both; Minimum — one year imprisonment).

The provisions of this bill could impact state and local criminal justice resources (courts, law enforcement, prosecutors, public defenders, probation, prisons, and jails). It is unknown how many individuals would violate the provisions of this bill, and therefore, it will have an indeterminate impact on criminal justice expenditures. Additionally, any fines assessed pursuant to convictions will accrue to the county where the violation occurs to be used for the support of public schools.

The FY12 per diem for an individual inmate was \$6,454 per year. This is the cost for food, medical care, inmate wages, clothing, cleaning supplies, food service supplies, cell and dorm supplies, other supplies, and transportation.

As of December 31, 2012, the inmate population was 143.81% of design capacity.

ADMINISTRATIVE SERVICES-STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSES				
LB: LB 128 AM: AGENCY/POLT. SUB: Department of Correctional Services (046)				
REVIEWED BY: Joe Wilcox			DATE: January 16 <sup>th</sup> , 2013	PHONE: (402) 471-4178
COMMENTS: No basis to dispute agency analysis of indeterminate fiscal impact on the Department of Correctional Services.				

$LB^{(1)}$ 128 FISCAL NOTI	$LB^{(1)}$	128	<b>FISCAL</b>	NOTE
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State Agency OR Political Subdivision Name: (2)  Nebraska Department of Correctional Services (NDCS)					ces (NDCS)	
		· -	·			. , ,
Prepared by: (3)	Christina Peters	Date	Prepared: (4)	January 15, 2013	Phone: (5)	(402) 479-5702
	ESTIMATE PRO	VIDED BY	STATE AGEN	CY OR POLITICAL	SUBDIVIS	ION
	·	Y 2013-14			FY 2014	
	<u>EXPENDITURI</u>	<u>ES</u>	REVENUE	<u>EXPENDITU</u>	RES	<u>REVENUE</u>
GENERAL FUNI	OS Indeterminable					
CASH FUNDS						
FEDERAL FUND	os			-		
OTHER FUNDS						
TOTAL FUNDS						
·					idual inmate	e was \$6,454 per
Personal Services		AJOR OBJE	CCTS OF EXP	ENDITURE		
D 0 0 2 mm			OF POSITIONS			2014-15
POSITI	ON TITLE	<u>13-14</u>	<u>14-15</u>	<u>EXPENDITU</u>	<u></u>	EXPENDITURES
Benefits						
Operating						
Travel						
Capital outlay						
Aid						
Capital improvem	nents					
TOTAL						