

**FISCAL NOTE**  
**LEGISLATIVE FISCAL ANALYST ESTIMATE**

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES</b> (See narrative for political subdivision estimates)				
	<b>FY 2013-14</b>		<b>FY 2014-15</b>	
	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 change provisions relating to homicide. It creates and defines the offense of voluntary manslaughter, which would be a Class II felony (Maximum — fifty years imprisonment; Minimum — one year imprisonment). The bill also creates and defines the offense of involuntary manslaughter, which would be a Class III felony (Maximum — twenty years imprisonment, or twenty-five thousand dollars fine, or both; Minimum — one year imprisonment). The bill repeals the current definition of manslaughter.

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 Nebraska Department of Correctional Services (NDCS) states that this bill will have an indeterminate fiscal impact. NDCS also states that this bill's impact on future admissions is not determinable.

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.

<b>ADMINISTRATIVE SERVICES-STATE BUDGET DIVISION: REVIEW OF AGENCY &amp; POLT. SUB. RESPONSES</b>			
LB: <b>LB 115</b>	AM:	AGENCY/POLT. SUB: <b>Department of Correctional Services (046)</b>	
REVIEWED BY: Joe Wilcox		DATE: January 16 <sup>th</sup> , 2013	PHONE: <b>(402) 471-4178</b>
COMMENTS: No basis to dispute agency analysis of indeterminate fiscal impact on the Department of Correctional Services.			

