

FISCAL NOTE

May 8, 2018

Bill No:	SB 1070	Printer's No:	1707	Sponsor:	Greenleaf (R)
-----------------	---------	----------------------	------	-----------------	---------------

COST / (SAVINGS)

Fund (s)	2017-18	2018-19
General Fund	See "FISCAL IMPACT"	See "FISCAL IMPACT"
Justice Reinvestment Fund	See "FISCAL IMPACT"	See "FISCAL IMPACT"

SUMMARY: This bill would amend the Pennsylvania Commission on Crime and Delinquency (PCCD) Law establishing the County Adult Probation and Parole Advisory Committee, providing for Justice Reinvestment Grants Phase II, a formula to determine program savings to the Department of Corrections (DOC) and deposits in the Justice Reinvestment Fund.

ANALYSIS: Senate Bill 1070 would amend the Pennsylvania Commission on Crime and Delinquency (PCCD) Law establishing the County Adult Probation and Parole Advisory Committee, providing for Justice Reinvestment Grants Phase II. This bill would also continue county probation and parole grants. The Justice Reinvestment Fund would be utilized to support programs and activities to improve the delivery of criminal justice services. For fiscal years 2019-2023 the Office of the Budget (GBO) would be required to develop a formula to calculate the amount of savings to DOC in the prior fiscal year. The calculations must include implementation of short sentence parole, increased use of the state drug treatment program and use of sanctions for technical parole violations. Additionally, the following amounts would be deposited into the Justice Reinvestment Fund:

- In FY 2018-19, an amount of \$3,700,000.
- In FY 2019-20, an amount not to exceed the greater of \$3,700,000 or 100 percent of the amount determined to be savings in the prior FY.
- In FY 2020-21, an amount not to exceed the greater of \$10,250,000 or 50 percent of the amount determined to be savings in the prior fiscal year.
- In FY 2021-22 and FY 2022-23, an amount in each year not to exceed the greater of \$20,250,000 or 50 percent of the amount determined to be savings in the prior fiscal year.
- For FY 2018-19 to 2022-23, \$250,000 would be distributed to the commission for crime victim compensation and \$500,000 would be distributed to the Pennsylvania Commission on Sentencing to implement risk assessment and justice reinvestment sentencing features. The remaining deposits would be distributed to the commission for

FISCAL NOTE

May 8, 2018

formula funding to county probation and parole departments, as advised by the County Adult Probation and Parole Advisory Committee.

- Grants awarded under these provisions would be annual grants and must be used to supplement and not supplant existing funding, including funding provided by county governments. These provisions would expire July 15, 2023.
- For FY 2017-18 to 2022-23, \$16,222,000 would be appropriated to the commission for formula funding to county probation and parole departments, as advised by the County Adult Probation and Parole Advisory Committee.
- For FY 2023 to 2024, that figure is increased to \$35,722,000 and thereafter it would be adjusted according to the Consumer Price Index (CPI) for All Urban Consumers, published by the United States Department of Commerce, Bureau of Labor Statistics, occurring in the one-year period ending on January 1 immediately preceding July 1.

If insufficient funds are appropriated, each county shall receive a prorated reduction in funding.

This bill would be effective 60 days upon passage.

FISCAL IMPACT: The language for implementation of the potential savings is a part of SB 1071. There is no fiscal impact from moving the county probation services to the Pennsylvania Commission on Crime and Delinquency (PCCD) under the County Adult Probation and Parole Advisory Committee from the Pennsylvania Board of Probation and Parole and the Department of Corrections. The Office of the Budget would not distribute funding in 2018-19 given the savings are based on the prior year and the other amounts distributed would need to be adjusted based on our current calculations.

NOTE: THE BILL WILL NEED AMENDED TO INCLUDE UPDATED DISTRIBUTIONS. THE CURRENT DISTRIBUTIONS IN THE BILL ARE NOT VALID GIVEN THE UPDATED SAVINGS CALCULATED AS A RESULT OF SB 1071 PN 1707.