

Fiscal Estimate Narratives

DOC 2/20/2008

LRB Number 07a0847/1	Introduction Number AA1-AB397	Estimate Type Supplemental
Description Amendment		

Assumptions Used in Arriving at Fiscal Estimate

Under current law, it is a Class I felony (maximum of 1.5 years confinement and 2 years of extended supervision) to harbor or aid a felon with intent to prevent the apprehension of the felon or to destroy, alter, hide, disguise or place false evidence with the intent to prevent the apprehension, prosecution or conviction of a felon. These prohibitions do not apply to immediate family members.

This bill increases the penalty for aiding a felon to a Class G felony (maximum of 5 years confinement and 5 years of extended supervision) if the offense committed by the felon being aided is a Class A,B, C or D felony or an unclassified felony that is punishable by a sentence of life imprisonment. Assembly Amendment 1 to the bill provides that aiding a felon who has committed a Class C or D felony remains a Class I felony if the offense committed by the felon is for certain specified offenses. Assembly Amendment 1 also deletes the provision in the bill that would have required the sentencing court to impose a term of imprisonment for aiding a felon.

In FY07, the Department admitted 7 offenders to prison and 11 were placed on probation for aiding a felon. The Department is unable to determine the underlying offense committed by the felons for which these persons were convicted of aiding. Therefore, the number of offenders who would be subject to the increased penalty provisions of this bill, as amended, cannot be estimated

The FY07 annual cost for an inmate in a DOC institution is approximately \$29,300. However, when there is excess capacity in DOC facilities, the incremental costs (i.e. food, health care and clothing) of housing a small number of inmates is approximately \$4,800, based on FY07 costs. When there is no excess capacity in DOC facilities, as is currently the case, the Department uses contract beds at rate of \$18,800 annually per person. The annual cost for community supervision is \$2,200.

The bill, as amended is not expected to result in a local fiscal impact.

Long-Range Fiscal Implications