

Fiscal Estimate Narratives
DOC 4/7/2009

LRB Number	09-2086/1	Introduction Number	AB-0171	Estimate Type	Original
Description Unlawful use of a global positioning device and providing a penalty					

Assumptions Used in Arriving at Fiscal Estimate

This bill creates a new Class I felony (maximum confinement time 1.5 years, maximum supervision 2 years and maximum probation 3 years) whenever a global positioning device is placed on another person's vehicle either owned or used by that person and without the persons consent or knowledge unless the device was placed by law enforcement or an employer that tracks work vehicles.

Although the Department cannot predict the number of offenders who may be subject to this new criminal penalty or what the sentencing practices of the court will be, enactment of this legislation could result in increased costs to the Department.

In FY08 the annual cost of an inmate in a DOC institution was approximately \$30,300. 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 was approximately \$4,600, in FY08. When there is no excess capacity in DOC facilities, as is currently the case, the Department uses contract beds at a rate of \$18,800 annually per person. The annual cost for community supervision was \$2,400 in FY08.

Local county jails could see an increase in costs if offenders are sentenced to a county jail as a condition of probation for this new offense.

Long-Range Fiscal Implications