

BDR 14-1076 AB 291

EXECUTIVE AGENCY FISCAL NOTE

AGENCY'S ESTIMATES

Date Prepared: March 27, 2017

Agency Submitting: Department of Public Safety, Parole and Probation

Items of Revenue or Expense, or Both	Fiscal Year 2016-17	Fiscal Year 2017-18	Fiscal Year 2018-19	Effect on Future Biennia
Total	0	0	0	0

Explanation

(Use Additional Sheets of Attachments, if required)

BDR 14-1076 requires the Division to remove the sentence recommendation from the presentence investigation reports and changes the timeframe for when a presentence investigation is to be submitted to the court from 14 calendar days to 21 calendar days before the defendant's sentencing date. Currently the Division of Parole and Probation completes approximately 200 presentence investigation (PSI) reports each week. Per the 2016 workload staffing study, it takes approximately 9 hours to complete a PSI report. Changing the timeframe for when a PSI is to be submitted to the court from 14 calendar days to 21 calendar days before the defendant's sentencing date will result in continuances being issued for approximately 200 PSI reports, as well as overtime will be incurred for staff to complete the reports in a timely manner. After the initial overtime impact, it is unclear if there will be subsequent impacts as the recent PSI staffing study specifically addressed the 14 calendar days to sentencing, not 21 days. Additionally, this bill does not discuss how the 45 day rule as outlined in 176A.100 correlates with the new 21 day rule. It is important to remember that the timeliness of any presentence report is significantly affected by the amount of time the Court provides to the Division between arraignment and sentencing.

Name James DiBasilio

Title ASO III

GOVERNOR'S OFFICE OF FINANCE COMMENTS

Date Monday, March 27, 2017

The agency's response appears reasonable.

Name Paul Nicks

Title Budget Officer