

OFFICE OF FISCAL ANALYSIS

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HB-6638

AN ACT REVISING THE STATE'S ANTIDISCRIMINATION
STATUTES.

As Amended by House "A" (LCO 7240)

House Calendar No.: 397

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 24 \$	FY 25 \$
Resources of the General Fund	GF - Potential Revenue Gain	See Below	See Below
Judicial Dept. (Probation); Correction, Dept.	GF - Potential Cost	See Below	See Below

Note: GF=General Fund

Municipal Impact: None

Explanation

The bill changes the circumstances under which a behavior may be considered discriminatory, resulting in: (1) a potential cost for incarceration or probation beginning in FY 24, and (2) a potential revenue gain from fines beginning in FY 24.

Section 1 adds age to the list of reasons a person cannot be discriminated against, and **Section 2** revises the definition of sexual orientation for the purposes of the state's anti-discrimination laws.

On average, the marginal cost to the state for incarcerating an offender for the year is \$2,500¹ while the average marginal cost for

¹Inmate marginal cost is based on increased consumables (e.g., food, clothing, water, sewage, living supplies, etc.) This does not include a change in staffing costs or utility expenses because these would only be realized if a unit or facility opened.

supervision in the community is less than \$800² each year.

The bill also makes other changes that have no fiscal impact to the state or municipalities.

House "A" clarifies the definition of "sexual orientation", which has no fiscal impact.

The Out Years

The annualized ongoing fiscal impact identified above would continue into the future subject to the number of offenses and number of fines assessed.

² Probation marginal cost is based on services provided by private providers and only includes costs that increase with each additional participant. This does not include a cost for additional supervision by a probation officer unless a new offense is anticipated to result in enough additional offenders to require additional probation officers.