

# OFFICE OF FISCAL ANALYSIS

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sSB-1133

AN ACT LIMITING A FINDING OF NEGLIGENCE OR RISK OF INJURY  
TO A CHILD IN CERTAIN CIRCUMSTANCES.

## **OFA Fiscal Note**

### **State Impact:**

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

Note: GF=General Fund

**Municipal Impact:** None

### **Explanation**

The bill makes changes to when a person may be charged with a class A misdemeanor for failure to supervise a child which may result in a potential revenue loss due to a reduction in fines and in a potential savings due to fewer cases of incarceration or probation. On average, the marginal cost to the state for incarcerating an offender for the year is \$2,500<sup>1</sup> while the average marginal cost for supervision in the community is less than \$800<sup>2</sup> each year.

Currently, there are eight individuals incarcerated for this offense. Since FY 2001, a total of about \$4,000 has been collected in fines for this

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<sup>1</sup> Inmate 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.

<sup>2</sup> 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.

offense.

***The Out Years***

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