

OFFICE OF FISCAL ANALYSIS

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sHB-5055

AN ACT STRENGTHENING POLICE DATA REPORTING REQUIREMENTS.

As Amended by House "A" (LCO 5793)

House Calendar No.: 332

Senate Calendar No.: 466

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 25 \$	FY 26 \$
Judicial Dept. (Probation); Correction, Dept.	GF - Potential Cost	Minimal	Minimal
Resources of the General Fund	GF - Potential Revenue Gain	Minimal	Minimal

Note: GF=General Fund

Municipal Impact: None

Explanation

The bill, which creates a class D felony for making a false statement in a law enforcement record, results in a potential cost to the Department of Correction and the Judicial Department for incarceration or probation and a potential revenue gain to the General Fund from fines. On average, the marginal cost to the state for incarcerating an offender for the year is \$3,300¹ while the average marginal cost for supervision in the community is less than \$800² each year for adults.

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.

²Probation 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

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The bill also authorizes the Police Officer Standards and Training Council (POST) to cancel or revoke a law enforcement officer's certificate if it is found that they violated the law as described above. Additionally, the bill requires chief law enforcement officers to make reports to the state's attorney under certain circumstances. These provisions of the bill are not anticipated to have a fiscal impact as the entities involved have the expertise and resources to fulfill the requirements of the bill.

House "A" adds certain records concerning police officers to a list of records that are not required to be disclosed under the Freedom of Information Act and clarifies that if a chief law enforcement officer to have made a violation that the appointing authority is responsible to report to the Police Officer Standards and Training Council (POST). House "A" results in the impact described above.

The Out Years

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

The preceding Fiscal Impact statement is prepared for the benefit of the members of the General Assembly, solely for the purposes of information, summarization and explanation and does not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

anticipated to result in enough additional offenders to require additional probation officers.