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FISCAL NOTE (Form 1)
(Office of Fiscal Analysis)
Analyst: MW 7/1/92
las
Version: 25

BILL NUMBER: HB 6006
FILE NUMBER:
AMENDMENTS: House "A",
"D", & "F"

TITLE: "AN ACT CONCERNING THE POSSESSION AND PROVIDING OF CERTAIN WEAPONS."

FAVORABLY REPORTED BY Emergency Certification

EFFECTIVE DATE: 10/1/92

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FISCAL IMPACT STATEMENT - BILL NUMBER HB 6006

STATE IMPACT	Potential Cost and Minimal Revenue Impact, see explanation below
MUNICIPAL IMPACT	None
STATE AGENCY(S)	Judicial Department, Department of Correction

EXPLANATION OF ESTIMATES:

STATE IMPACT: The passage of this bill as amended could result in potential costs to the State that cannot be determined at this time and could also result in a minimal revenue impact. Potential costs could result from the creation of new criminal penalties and the imposition of longer or mandatory prison sentences, increased arrests, prosecutions, convictions and incarcerations could increase the costs and backlog of cases for the Judicial Department. Increased incarcerations would result in additional costs for the Department of Correction. All facilities operated by the Department are currently operating at over 100% capacity and will continue to do so in the foreseeable future. This would result in the displacing of other incarcerated individuals into alternative forms of incarceration (such as supervised home release). A minimal revenue impact would result from the imposition of fines, which would be offset by a potential loss in sales tax revenues.

House Amendment "A" eliminates the original bill and replaces it with a provision that allows someone who provides a firearm to any person, knowing that such other person intends to use such firearm in the commission of an offense himself. This has a potential indeterminate cost and a minimal revenue impact. (This is deleted by House Amendment "F".)

House Amendment "D" facilitates the current procedure for imposing the death penalty, allowing the weighing of aggravating and mitigating factors. This has an indeterminate fiscal impact, but could lead to

increased cost of litigation in the Judicial Department due to more lengthy appeals.

House Amendment "F" eliminates House Amendment "A" and establishes an offense where any person who sells, delivers or provides any specified firearm to any person knowing (or under circumstances in which it is reasonable to know) that such other person intends to use such firearm in the commission of an offense shall be prosecuted and punished as if he were the principal offender. This results in a potential indeterminate cost and a minimal revenue impact.

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