

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House
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FISCAL IMPACT STATEMENT

LS 6143
BILL NUMBER: SB 60

DATE PREPARED: Jan 22, 1999
BILL AMENDED: Jan 21, 1999

SUBJECT: Sexual predator sentencing.

FISCAL ANALYST: Mark Bucherl
PHONE NUMBER: 232-9869

FUNDS AFFECTED: **GENERAL**
DEDICATED
FEDERAL

IMPACT: State

Summary of Legislation: This bill requires a court to sentence a person convicted of a sexual predator felony to an additional fixed term of imprisonment of 20 or 25 years as a serial sexual predator if the state proves beyond a reasonable doubt that the person has accumulated at least two unrelated sexual predator felony convictions. This bill also defines "sexual predator felony" as rape, criminal deviate conduct, child molesting, child exploitation, vicarious sexual gratification, child solicitation, child seduction, sexual misconduct with a minor, sexual battery, or incest.

Effective Date: July 1, 1999.

Explanation of State Expenditures: The impact of this bill on DOC incarceration costs will depend on the number of cases where the state seeks to sentence felons as a "sexual predator" (i.e., offenders who have prior convictions under this bill's provisions). (Perpetrators of sexual felony offenses are 98% male.) In FY 1997, 574 adult male felons were incarcerated (9% of the total 6,298 offenders incarcerated) with the offenses specified in this bill. About 59% of these were for Class B and C child molesting. The average expenditure to house an adult offender was \$20,500 in FY 97. Individual facility expenditures range from \$11,000 to \$27,000.

Information on re-offense rates for sexual offenses, as well as potential, long-term DOC implications will be provided as it is collected.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Department of Correction.

Local Agencies Affected: Trial courts; prosecutors.

Information Sources: Department of Correction.