

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. NO.: 4297-01
BILL NO.: SB 944 with SCAs 1 and 2
SUBJECT: Education, Elementary and Secondary: Weapons and Drugs
TYPE: Original
DATE: March 3, 2000

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
General Revenue	LESS THAN (\$100,000)	LESS THAN (\$100,000)	LESS THAN (\$100,000)
Total Estimated Net Effect on <u>All</u> State Funds	LESS THAN (\$100,000)	LESS THAN (\$100,000)	LESS THAN (\$100,000)

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 3 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of State Courts Administrator** assume the proposal would result in no fiscal impact to the courts.

Officials from the **Department of Social Services** and **Department of Health** assume the proposal would result in no fiscal impact to the agencies.

Officials from the **Department of Elementary and Secondary Education (DESE)** assume the proposal would result in no fiscal impact to DESE or local public school districts.

Officials from the **Department of Corrections (DOC)** assume the crime of trespass of a school bus could increase supervisory duties related to probation and parole. The cost would be zero to minimal; however, any additional costs could be absorbed by the DOC. Officials from the Department of Corrections assume new commitments could result from the creation of a felony for making a terrorist threat could not be accurately determined. In addition, changes in penalty provisions for current crimes could result in additional costs due to new commitments and/or longer sentences. The utilization of these laws for both new offenses and enhanced penalties for current offenses depend upon actions of prosecutors and the courts.

If additional persons would be sentenced to the custody of the DOC due to the provisions of this legislation, the DOC would incur a corresponding increase in operational costs either through incarceration (average of \$35.61 per inmate, per day) or through supervision provided by the Board of Probation and Parole (average of \$2.47 per offender, per day).

Due to the wide variance of crimes and punishments including newly created crimes and punishments, the fiscal impact as it relates to the DOC is unknown, but not estimated to exceed \$100,000 annually.

<u>FISCAL IMPACT - State Government</u>	FY 2001	FY 2002	FY 2003
	(10 Mo.)		
GENERAL REVENUE FUND			
<u>Cost-Department of Corrections</u>			
Incarceration or Supervision	<u>LESS THAN</u> <u>(\$100,000)</u>	<u>LESS THAN</u> <u>(\$100,000)</u>	<u>LESS THAN</u> <u>(\$100,000)</u>

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<u>FISCAL IMPACT - Local Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Small Business</u>			

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

When a weapon or controlled substances are brought to school, "school" would include the entire real property comprising the school, including parking lots, playgrounds, activity facilities and all other parts of the school campus and would also include school buses.

A person commits the felony crime of making a terrorist threat by making a false report concerning the commission of a felony or catastrophic occurrence.

Trespass of a school bus would be a class A misdemeanor.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Elementary and Secondary Education
Office of State Courts Administrator
Department of Social Services
Department of Health



Jeanne Jarrett, CPA
Director
March 3, 2000