



SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE
STATEMENT OF ESTIMATED FISCAL IMPACT
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Bill Number: S. 0020 Introduced on January 10, 2017
Author: Campsen
Subject: Placement of a Defendant on Probation
Requestor: Senate
RFA Analyst(s): Gardner
Impact Date: February 15, 2017

Estimate of Fiscal Impact

	FY 2017-18	FY 2018-19
State Expenditure		
General Fund	Pending	\$0
Other and Federal	Pending	\$0
Full-Time Equivalent Position(s)	Pending	0.00
State Revenue		
General Fund	\$0	\$0
Other and Federal	(\$254,719)	(\$470,250)
Local Expenditure	\$0	\$0
Local Revenue	\$0	\$0

Fiscal Impact Summary

In FY 2017-18, this bill will reduce the Department of Probation, Parole, and Pardon Services' General Fund expenditures by \$360,164 and its Other Funds expenditures by \$374,773. In FY 2018-19 and after, the department's expenditures will decrease by \$1,998,657. The impact of the \$1,998,657 reduction on FTEs and according to source of funds is pending clarification by the department. The expenditure impact on the Department of Corrections is pending a response from that agency.

The bill will reduce Other Fund revenue generated from supervision fees by \$254,719 in FY 2017-18 and an additional \$215,531 in FY 2018-19, for a total reduction in FY 2018-19 and each fiscal year after of \$470,250.

Explanation of Fiscal Impact

Introduced on January 10, 2017

State Expenditure

This bill prohibits a judge placing a defendant on probation for an offense, if the defendant was previously placed on probation for an offense involving a violent act against a person or taking property from a person. The Department of Probation, Parole, and Pardon Services (department) indicates this bill will ultimately reduce the population the department supervises from 49,200 to 48,155, a reduction of 1,045 offenders.

Department of Corrections. The expenditure impact on the Department of Corrections is undetermined, pending a response from the agency.

Department of Probation, Parole, and Pardon Services. The department reports that approximately 1,045 offenders admitted for probation in calendar year 2016 would not be eligible for probation under the exclusionary provisions of the bill. This would reduce the probation rolls by 87 cases per month over the course of the first year and result in an expenditure reduction of \$734,938 in FY 2017-18. According to the department, this expenditure reduction would occur in both its General Fund appropriations and Other Funds, and affect personal service and operating expenses. The expenditure reduction would be \$360,164 in General Fund appropriations and \$374,773 in Other Funds. The number of full time equivalent positions that would be impacted by source of funds is pending clarification from the department.

The department indicates this bill would result in a cost savings of \$1,371,657 in fiscal years after FY 2017-18. This figure is the amount of reduction in expenditures offset by a reduction in revenue from fewer offenders paying a supervisory fee. Using data provided by the department, the Revenue and Fiscal Affairs Office calculates the total expenditure reduction in subsequent years as \$1,998,657. The reduction in expenditures by source of funds is pending clarification from the department.

The department's cost savings, the expenditure reduction offset by a decrease in revenue, is reported by the department as \$480,219 for all sources of funds in FY 2017-18 and, as noted above, \$1,371,657 for all sources of funds in subsequent years. Although this bill will not increase or decrease the General Fund, the bill may affect appropriations from the General Fund, depending upon decisions by the General Assembly regarding the impact of the expenditure and revenue reductions on the department.

State Revenue

The department indicates 87 offenders would not be admitted to probation each month in FY 2017-18 as a result of this bill. Consequently, the department would not receive the supervisory fee that these offenders would pay if they were admitted to probation. The department reports collecting the fee from approximately 75 percent of offenders. Based on these assumptions, the department indicates revenue from the supervision fee would decrease by \$254,719 over the course of FY 2017-18. Using the department's assumptions, the Revenue and Fiscal Affairs Office estimates revenue from the supervision fee would decrease by an additional \$215,531 in subsequent fiscal years, for a total decrease of approximately \$470,250 in FY 2018-19 and after.

Local Expenditure

N/A

Local Revenue

N/A



Frank A. Rainwater, Executive Director