

PERFORMANCE NOTE: AGENCY FORM

H.B. 348

SHORT TITLE: Criminal Justice Programs and Amendments

Joint Rule 4-2-404 requires a Performance Review Note anytime the legislature significantly increases funding for: New agency New services or benefits Serving a new or larger population

DUE TO THE FISCAL ANALYSIS

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HOW WILL THE PUBLIC BENEFIT?

1 What is the purpose and the duties of the new program, agency, services, or population served? JR4-2-404(4)(c)(i)

The purpose of H.B. 348 is to: reduce recidivism, control prison costs, and hold offenders accountable.

2 What services are provided by the funding increase? JR4-2-404(4)(c)(ii)

H.B. 348 will strengthen probation and parole supervision, improve and expand reentry and treatment services by increasing the availability of mental health and substance abuse treatment services across the state; ensure quality by establishing statewide standards and certification processes for community-based providers; and implement transition planning and reentry services for offenders returning to their communities. HB 348 will also: support local corrections systems by establishing evidence-based jail treatment standards, increase services for crime victims, and establish a performance incentive grant program.

3 What are the expected outcomes of the new or expanded program and how will the public benefit? JR4-2-404(4)(c)(iii)

H.B. 348 will avert nearly all of the anticipated growth in prison population and will save taxpayers \$542 million dollars over the next 20 years. The public will benefit by the reduction in the amount of tax dollars that are devoted to the criminal justice system and enjoy safer communities.

4 How will the bill be implemented and what resources are available to achieve the expected outcomes? JR4-2-404(4)(c)(iv)

Policy changes will take effect upon passage of H.B. 348. Additionally, new or expanded programs will be implemented by the impacted agencies and facilitated by hiring a CCJJ - JRI Coordinator and a dedicated JRI Researcher. These two hires will work with the existing CCJJ staff along with the CCJJ Executive Director and Deputy Director to establish the JRI Task Force. The JRI Task Force will include representatives from state and local agencies impacted by H.B. 348. Duties and responsibilities will be assigned based on statutory requirements of H.B. 348. Task force members will collaborate with Pew/CRJ and the University of Utah CJC to train impacted agencies on evidence based practices and the development of performance measures and targets, as needed. It is anticipated that the JRI Task Force will meet at least quarterly to discuss progress and work through road blocks. CCJJ staff will coordinate monthly/quarterly data collection and progress reporting from all impacted agencies. CCJJ staff will also develop and administer the County Performance Incentive (CPI) grant program.

H.B. 348 comes with an on-going fiscal note of approximately \$15 million. These funds will be used to expand statewide substance abuse and mental health treatment services, increase supervision, transitional services, database upgrades, research, jail contracting and treatment services for local government.

5 How will the proposed agency activities cause the expected outcomes and public benefit in 3?

The expected outcomes and public benefit (in 3) will be achieved by: revising the sentencing guidelines for some low-level offenders and the criminal history scoring system in order to avoid double counting, expanding earned time credits, and the overall strengthening of probation and parole supervision. If implemented fully and successfully, H.B. 348 policies will avert an anticipated 37% growth in the prison population saving Utah's tax payers an estimated \$542 million dollars over the next 20 years.

2. PERFORMANCE MEASURES:

What measures will managers and policymakers use to know if the new or expanded program is providing the expected outcomes and public benefits? Provide one, two, and three year goals or targets, actual results and measures if available to serve as a baseline, and outcomes.

Goal (public benefit): Reduce prison population

Measure Title: Annual prison population

Description:

Without the Justice Reinvestment Initiative (JRI) it is anticipated that the prison population will grow by 37% over the next 20 years (2,700 inmates) which will cost the state \$542 million for construction of new prison beds. While the actual population may fluctuate, it is anticipated that that the JRI will avert 98 percent of the expected growth in prison population.

Fiscal Year:	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
Target or Benchmark:	7,145	6,613	6,293	6,089	5,979
Baseline:	7,145	7,498	7,640	7,782	7,924

How will program managers collect this performance information and ensure its reliability?

The Department of Corrections makes a daily count of inmates in their custody (this includes prison as well as those inmates housed in county jails). The daily number of inmates is averaged for an entire month. The monthly averages for a year are then averaged to arrive at the average number of inmates housed for entire fiscal year/calendar year. Research staff in the Department of Corrections and the Commission on Criminal and Juvenile Justice will verify this information on a monthly and annual basis to ensure its reliability.

Goal (public benefit): Increase successful discharges from supervision

Measure Title: Annual rate of successful discharge from supervision

Description:

The fundamental finding of CCJJ's community corrections analysis was that Utah has had an overall decline in offender success on supervision during the last 10 years. For parolees, successful discharge rates have decreased from 27 percent to 20 percent, and for probationers, from 46 percent to 37 percent. These reductions in successful discharge rates are largely attributed to a disconnect between AP&P's policies and the statutory authority and budgetary support needed to fully implement them. To increase the success in discharge rates the JRI will allocate additional resources to AP&P and will also provide training and implementation of evidence based practices, including a supervision response matrix with sanctions and incentives.

Fiscal Year:	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
Parole					
Target or Benchmark:	20%	21%	22%	23%	25%
Baseline:	20%	20%	20%	20%	20%
Probation					
Target or Benchmark:	37%	39%	41%	44%	47%
Baseline:	37%	37%	37%	37%	37%

How will program managers collect this performance information and ensure its reliability?

Adult Probation and Parole will gather data on a monthly basis on the successful discharge rates of those offenders released from supervision on probation and parole. These monthly data will be tabulated to arrive at a yearly figure to be compared to the 2013 rate (baseline). This data will be verified by CCJJ.

Goal (public benefit): Reduce recidivism with targeted reentry, treatment, and recovery services

Measure Title: Annual 3-year return to prison for parolees and 3-year revoke to prison for probationers with substance abuse issues.

Description: Combining treatment with supervision is an evidence-based practice. Often, however, the treatment that is accessible to offenders is designed for the general population and is not focused on treating criminogenic needs in order to successfully reduce recidivism. These programs may also fail to meet other evidence-based standards for offender populations, such as sorting programs by risk level and focusing attention on high risk offenders. A main goal of the JRI is to increase access to appropriate treatment for offenders with substance abuse issues so that they do not continue to recidivate on drug and other offenses and return to prison. This will also include better transition services for parolees released from prison to prepare them for release and get them into appropriate community-based treatment, as well as recovery and support

Fiscal Year:	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
Parole					
Target or Benchmark:					
Baseline:					
Probation					
Target or Benchmark:					
Baseline:					

How will program managers collect this performance information and ensure its reliability?