



Fiscal Note
S.B. 189
 2016 General Session
 Death Penalty Amendments
 by Urquhart, S.



General, Education, and Uniform School Funds

JR4-5-101

	Ongoing	One-time	Total
Net GF/EF/USF (rev.-exp.)	\$38,000	\$0	\$38,000

State Government

UCA 36-12-13(2)(b)

Enactment of this legislation likely will not materially impact state revenue.

Revenues	FY 2016	FY 2017	FY 2018
Total Revenues	\$0	\$0	\$0

For cases that would otherwise be initially processed as death penalty cases but would now presumably be processed as cases carrying a life without parole penalty, enactment of this bill could save the Courts about \$38,000 ongoing in investigative costs required in these cases from the General Fund beginning in FY 2017. This bill could also have the following known secondary General Fund impacts: 1. Attorney General - This could save the Attorney General about \$44,500 each year in appeals costs for those offenders that would otherwise be awaiting a final determination on their sentence for each applicable case. 2. Corrections - Beginning in FY 2037, this could cost the Department of Corrections on average about \$29,700 each year in incarceration costs. This may also save the Department about \$165,000 one-time in preparation and execution costs for each applicable case. 4. Department of Administrative Services - This may save \$10,800 in legal defense each year from the Post Conviction Indigent Defense Fund in applicable cases. 3. Board of Pardon and Parole - This may save the Board \$22,400 one-time in hearing and research costs for each applicable case. 4. Department of Public Safety - This may save the Department of Public Safety \$7,500 one-time for evidence review costs for each applicable case.

Expenditures	FY 2016	FY 2017	FY 2018
General Fund	\$0	\$(38,000)	\$(38,000)
Total Expenditures	\$0	\$(38,000)	\$(38,000)

Net All Funds	\$0	\$38,000	\$38,000
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Local Government

UCA 36-12-13(2)(c)

Under this bill, a penalty other than the death penalty would presumably be sought in about 4 cases every year, this could save counties up to \$400,000/case or more for a total of up to \$1,600,000 annually or more in additional prosecution and defense costs typically required in such cases. Local jails could save about \$31,200 in pre-trial incarceration costs. Also, for offenders that would otherwise be sentenced to death, this bill could save counties about \$36,300/year in appeals costs for every offender awaiting a final determination on their sentence, assuming these offenders will now be sentenced to life without parole.

Individuals & Businesses

UCA 36-12-13(2)(d)

Enactment of this legislation likely will not result in direct, measurable expenditures by Utah residents or businesses.

Performance Note

JR4-2-404

No performance note required for this bill

Notes on Notes

Fiscal notes estimate the direct costs or revenues of enacting a bill. The Legislature uses them to balance the budget. They do not measure a bill's benefits or non-fiscal impacts like opportunity costs, wait times, or inconvenience. A fiscal note is not an appropriation. The Legislature decides appropriations separately.