

BOARD OF PARDONS AND PAROLE

EXECUTIVE OFFICES AND CRIMINAL JUSTICE APPROPRIATIONS SUBCOMMITTEE
STAFF: GARY SYPHUS

BUDGET BRIEF

SUMMARY

The Board of Pardons and Parole (BPP) is the Constitutionally-empowered release authority for inmates in the State of Utah. As such, the Board reviews inmate performance and determines when and under what conditions an inmate may be released after serving the minimum sentence required by law.

The Board also reviews violations of release conditions and decides whether an offender should be returned to prison. The Board is an independent organization from Corrections and the Courts. The BPP has full parole, pardon, and commutation authority over all offenders in the custody of the UDC.

ISSUES AND RECOMMENDATIONS

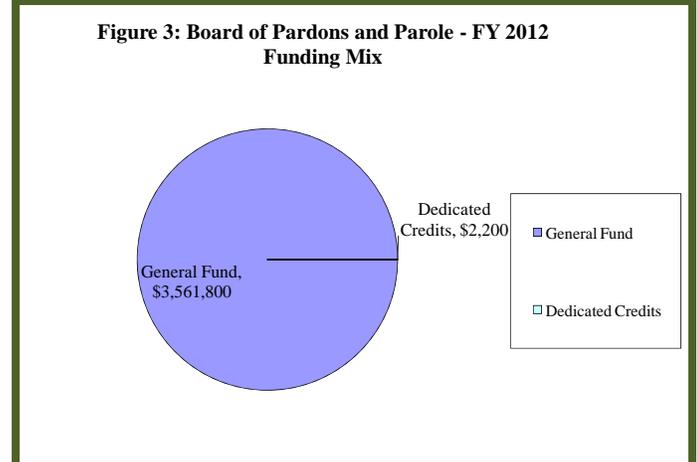
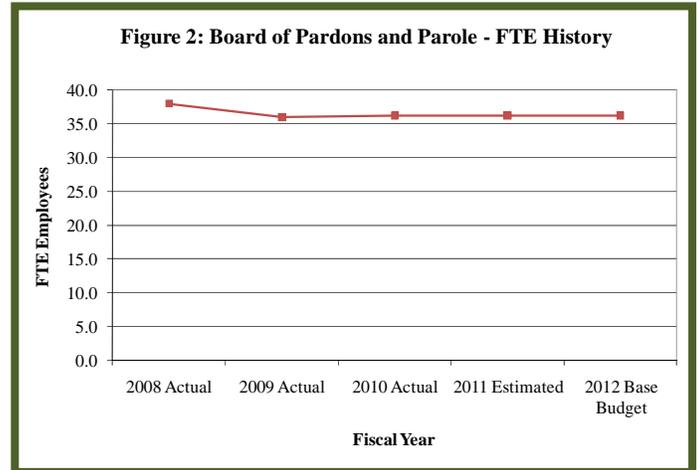
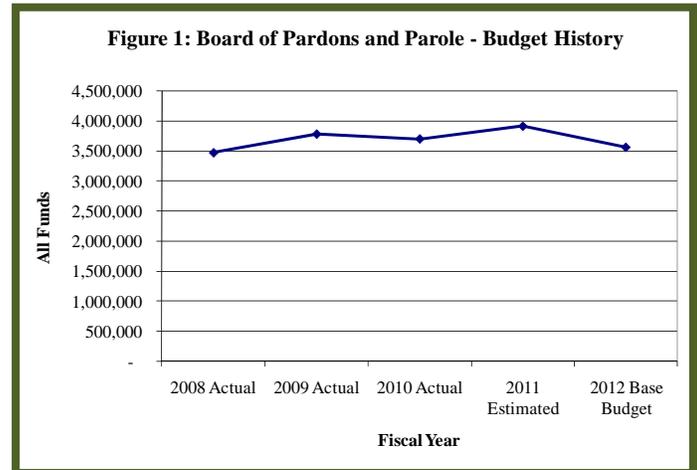
The Board of Pardons and Parole plays a critical role in Correctional operations and capacity control and subsequent costs. Five Board Members and 10 hearing officers are responsible for making over 12,000 decisions relating to the release of inmates annually.

The BPP faces considerable pressure to release offenders from prison because of the growing inmate population. Currently, the State prison system is approaching maximum capacity. The Board is the sole organization authorized to release offenders from prison.

The Board is responsible for all decisions regarding inmate release selection. Such decisions were made during budget reductions of the 2002 General Session when 400 inmates were released.

Intent Language

The Analyst recommends the following intent language to make the Board of Pardons line item's FY 2010 unexpended appropriations nonlapsing at the end of FY 2010.



Under Section 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Board of Pardons and Parole in Item 17 of Chapter 2 Laws of Utah 2010 not lapse at the close of Fiscal Year 2011.

Fees

The following are the reimbursement amounts charged by the Board of Pardons and Parole.

Records copies	\$0.25/page
Hearing Transcripts	\$40.00 deposit; \$2.25 per page
Audiotape of Hearings	\$10.00 per copy
Compact Disc of Hearings	\$10.00 per copy

ACCOUNTABILITY

Metric	Trend	Target	Average	Measure	Definition
Timeliness of All Hearing Results	▲	95%	99%	Hearing	Percentage of hearings processed from conducting hearing to entry of result within 30 days or less.
Parole Revocation Timeliness	▲	85%	92%	Case	Percentage of cases addressed within the 30 day target time frame for a parole violator to go from in-state custody to first action by the Board addressing the parole violation.
Response Time for Correspondence	▲	5	4.4	Day	Average number of days to respond to correspondence from date of receipt to sending a response.
Victim Notification	▲	80%	84%	Person	Percentage of contact made with identified victims pursuant to: UCA 77-27-9.5(3)(a)
Conduct Hearings According to Rule (Less Parole Violations)	▲	90%	96%	Case	Average of total hearings conducted pursuant to timeline defined by UAC R671-201
Non-hearing Routings Timeliness	▶	100%	98%	Case	Percentage of non-hearing cases completed within 15 days - measured from receipt to entry of result.

	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010
Original & Re-Hearings	1,874	1,628	1,958	2,752	2,644	3,249	3,059	2,793	2,875	2,875
Parole Violation	1,797	1,463	1,741	1,013	1,240	1,280	1,630	1,470	1,449	1,364
Rescission Hearings	317	196	238	128	131	112	139	161	172	126
Evidentiary Hearings	13	18	15	12	3	5	12	14	13	15
Pardon Hearings	<i>Requires five members at hearing and in</i>						4	1	3	6
Death/Commutation										1
<i>Actual Hearings</i>	4,087	4,001	3,305	3,952	3,905	4,018	4,646	4,844	4,509	4,387
Special Attention	4,163	3,895	4,710	4,621	4,531	4,705	4,464	4,964	4,929	5,177
Termination Decisions	868	844	874	890	863	972	690	877	877	883
Warrants Issued	1,568	1,662	1,503	1,531	1,674	1,820	1,694	1,619	1,589	1,542
Warrants Recalled	83	149	78	169	157	199	98	85	77	89
Administrative Reviews	23	19	22	74	24	32	43	48	74	51
Combined Decisions	10,018	10,706	9,874	11,139	11,190	11,267	11,833	12,032	12,058	12,129

BUDGET DETAIL

The Board of Pardons and Parole is funded with nearly 100% General Funds.

The following table shows the budget history for the Board of Pardons. To eliminate the structural imbalance and as directed by the Executive Appropriations Committee, the "FY 2012 Base Budget" column includes a portion of the 93% of FY 2011 ongoing General and Education Fund.

BUDGET DETAIL TABLE

Board of Pardons and Parole						
Sources of Finance	FY 2010 Actual	FY 2011 Appropriated	Changes	FY 2011 Revised	Changes	FY 2012* Base Budget
General Fund	3,729,500	3,829,900	0	3,829,900	(268,100)	3,561,800
General Fund, One-time	(131,200)	(500)	0	(500)	500	0
Dedicated Credits Revenue	800	2,200	0	2,200	0	2,200
GFR - Tobacco Settlement	77,400	0	0	0	0	0
Beginning Nonlapsing	110,400	0	83,800	83,800	(83,800)	0
Closing Nonlapsing	(83,800)	0	0	0	0	0
Total	\$3,703,100	\$3,831,600	\$83,800	\$3,915,400	(\$351,400)	\$3,564,000
Line Items						
Board Of Pardons and Parole	3,703,100	3,831,600	83,800	3,915,400	(351,400)	3,564,000
Total	\$3,703,100	\$3,831,600	\$83,800	\$3,915,400	(\$351,400)	\$3,564,000
Categories of Expenditure						
Personnel Services	3,046,700	3,147,600	(60,000)	3,087,600	(268,100)	2,819,500
In-state Travel	21,600	23,300	800	24,100	0	24,100
Out-of-state Travel	3,500	4,900	1,100	6,000	0	6,000
Current Expense	509,500	536,900	55,900	592,800	600	593,400
DP Current Expense	113,600	118,900	2,200	121,100	(100)	121,000
Capital Outlay	8,200	0	0	0	0	0
Other Charges/Pass Thru	0	0	83,800	83,800	(83,800)	0
Total	\$3,703,100	\$3,831,600	\$83,800	\$3,915,400	(\$351,400)	\$3,564,000
Other Data						
Budgeted FTE	36.2	34.7	1.5	36.2	0.0	36.2
Vehicles	6	6	0	6	0	6

*Does not include amounts in excess of subcommittee's state fund allocation that may be recommended by the Fiscal Analyst.

LEGISLATIVE ACTION

The Analyst recommends the Legislature:

1. Adopt the base budget shown in the budget detail table on page 3.
2. Approve the intent language on page 1-2.
3. Approve the Fee schedule on page 2.