

JAIL REIMBURSEMENT



BUILDING BLOCK PRIORITY 2

\$1,725,000 ON-GOING APPROPRIATION FY19

FUNDING SOURCE: GENERAL FUND

Background

The Jail Reimbursement Program provides reimbursement to Utah counties for days spent in county jails by offenders sentenced to jail as a condition of felony probation or by parolees who are held in jail. Under the current statute, the Commission on Criminal and Juvenile Justice (CCJJ) is responsible for the management of the program and the State Division of Finance for making payments to the counties out of funds appropriated for this purpose.

The statute sets the daily jail reimbursement rate at 50% of the daily incarceration rate as determined by the Department of Corrections or whatever is appropriated by the Legislature. At the end of each fiscal year, the Department of Corrections computes the average daily incarceration rate which is based on the last 3 fiscal years. Statute requires that the amount paid to each county shall be calculated on a pro rata basis, based on the average number of inmate days for the preceding five state fiscal years.

In FY 2018, the Legislature appropriated \$13,947,100 in ongoing General Fund and \$1,725,000 in one-time General Fund for a total appropriation of \$15,672,100. Money that is given for Jail Reimbursement is considered “pass through” funds.

Recommendation

The Governor recommends an on-going appropriation of \$1,725,000 for FY19 from the General Fund to support jail reimbursement. This replaces one-time money with on-going money which maintains jail reimbursement funding at FY18 levels. If this request is not funded, the reimbursement rate would drop from 85 percent to 76 percent of the statutory rate (seen in Table 1).

Table 1. State Daily Incarceration Rate

FY2013	FY2014	FY2015	FY2016	FY2017	Trend	Average	Allocation	Per diem	% of Allowed
401,380	393,999	444,223	374,600	376,094	↓	398,059	\$15,692,100	\$39.42	85.6%
401,380	393,999	444,223	374,600	376,094	↓	398,059	\$13,967,100	\$35.09	76.2%

Table 2. Condition of Probation Days

FY2015	FY2016	FY2017	Trend	Average	Rate	Per diem
\$83.79	\$93.39	\$99.05	↑	\$92.08	50%	\$46.04