



Fiscal Note

S.B. 117

2021 General Session
Human Smuggling Amendments
by Escamilla, L.



General, Education, and Uniform School Funds

JR4-4-101

	Ongoing	One-time	Total
Net GF/EF/USF (rev.-exp.)	\$(130,800)	\$98,100	\$(32,700)

State Government

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

Revenues	FY 2021	FY 2022	FY 2023
Total Revenues	\$0	\$0	\$0

To the extent that more individuals are convicted of a second degree felony for human smuggling under provisions of this bill and subject to payment, this bill could increase revenue per conviction to the General Fund by up to \$5,000 more than if the individual were convicted of a third degree felony for the same offense under current statute. This bill would change aggravated human smuggling from a second degree felony to a first degree felony, which would not change per conviction potential revenue as the maximum financial penalty for first and second degree felonies is the same.

Expenditures	FY 2021	FY 2022	FY 2023
General Fund	\$0	\$130,800	\$130,800
General Fund, One-time	\$0	\$(98,100)	\$(65,400)
Total Expenditures	\$0	\$32,700	\$65,400

Enactment of this legislation could cost the Department of Corrections about \$32,000 in FY 2022, \$64,000 in FY 2023, \$96,000 in FY 2024, and \$128,000 ongoing beginning in FY 2025 from the General Fund to incarcerate additional offenders. Enactment could cost the Board of Pardons about \$700 in FY 2022, \$1,400 in FY 2023, \$2,100 in FY 2024, and \$2,800 ongoing beginning in FY 2025 from the General Fund for hearings for the offenders.

	FY 2021	FY 2022	FY 2023
Net All Funds	\$0	\$(32,700)	\$(65,400)

Local Government

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

Enactment of this legislation likely will not result in direct, measurable costs for local governments.

Individuals & Businesses

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

To the extent that individuals are convicted of a second degree felony for human smuggling under provisions of this bill and subject to payment, an offender could pay up to \$5,000 more in fines and fees than if the individual were convicted of a third degree felony for the same offense under current statute. This bill would change aggravated human smuggling from a second degree felony to a first degree felony. An individual convicted of this offense is subject to the same maximum financial penalty whether the offense is classified as a first or second degree felony.

Regulatory Impact

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

Enactment of this legislation likely will not change the regulatory burden for 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.