

Fiscal Estimate Narratives

DOC 2/23/2010

LRB Number	09-4152/2	Introduction Number	AB-0753	Estimate Type	Original
Description Providing information to a firearms dealer when purchasing a handgun, authorizing the Department of Justice to prosecute violations of certain laws regulating firearms, receiving a stolen firearm, and providing penalties.					

Assumptions Used in Arriving at Fiscal Estimate

This bill creates new criminal penalties relating to knowingly receiving a stolen firearm and providing false information to a firearms dealer for the purchase of a handgun with the intent of transferring the handgun to a person who cannot legally own a handgun. Both criminal violations are Class H felonies.

In FY07 two offenders were placed on probation supervision for violations related to the purchase or transfer of a handgun. No offenders were placed on supervision in FY08 for this type of offense. The Department is unable to determine if any offenders were placed on probation or sentenced to prison for receiving a stolen firearm.

The Department cannot predict the number of offenders who will be convicted of these new offenses or what the sentencing practices of the courts may be; however, if offenders who would have previously been placed on probation are now sentenced to prison, the Department will see increased costs.

In FY09, the annual cost for an inmate in a DOC institution was approximately \$31,800. However, when there is excess capacity in DOC facilities, the incremental costs (i.e. food, health care and clothing) of housing a small number of inmates was approximately \$4,900. When there is no excess capacity in DOC facilities, as is currently the case, the Department uses contract beds at a rate of \$18,800 annually per person. The annual cost for community supervision is \$2,600.

A local impact will occur if offenders who previously received jail terms are sentenced to prison or if jail terms increase as the result of this legislation. A local fiscal impact cannot be estimated.

Long-Range Fiscal Implications