

# Department of Planning and Budget

## 2002 Fiscal Impact Statement

1. **Bill Number** SB634

**House of Origin** ☐ Introduced ☐ Substitute ☐ Engrossed  
**Second House** ☐ In Committee ☐ Substitute ☒ Enrolled

2. **Patron** Stolle

3. **Committee** Passed both houses

4. **Title** Revocation of suspended sentence

5. **Summary/Purpose:**

Under current law, a court may revoke a suspended sentence for any violation which occurred during the probationary period and conduct a hearing any time up to one year after the expiration of the probationary period to determine if the suspended sentence should be reimposed. The proposed legislation would require only that at the court issue process, compelling the offender to appear in court regarding the alleged violation, within one year of the expiration of the probationary period. The actual hearing to determine if the suspended sentence should be reimposed could take place more than a year after the expiration of the probationary period.

6. **Fiscal Impact:** See Item No. 8.

7. **Budget amendment necessary:** None.

8. **Fiscal implications:**

The bill tightens a loophole in current law under which an offender in violation of a suspended sentence can abscond or otherwise hide until one year after the expiration of his probationary period and thus avoid imposition of a suspended sentence. The bill could result in an increase in persons on supervised probation or in prison, but it is not feasible to project the extent of such potential increase. However, the number is expected to be relatively small. Thus, the fiscal impact of the legislation, if any, will be negligible.

9. **Specific agency or political subdivisions affected:** Department of Corrections

10. **Technical amendment necessary:** None.

11. **Other comments:** None.

**Date:** 03/27/02rwh

**Document:** G:\LEGIS\Fis-02\SB634er.DOC Dick Hall - Sizemore  
cc: Secretary of Public Safety