

Department of Planning and Budget 2018 Fiscal Impact Statement

1. Bill Number: SB 96

House of Origin	<input type="checkbox"/>	Introduced	<input type="checkbox"/>	Substitute	<input checked="" type="checkbox"/>	Engrossed
Second House	<input checked="" type="checkbox"/>	In Committee	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Enrolled

2. Patron: Marsden

3. Committee: House Courts of Justice

4. Title: Juvenile sentencing and geriatric release factors

5. Summary:

The proposed legislation deals with factors to be taken into account by courts and the Parole Board when considering offenders who committed felonies when they were juveniles. At the sentencing stage, the legislation provides that a court may consider a juvenile's diminished culpability and heightened capacity for change in determining the sentence to be imposed. For an offender who committed his crime or crimes when he/she was a juvenile and is currently eligible for geriatric release, the legislation provides that the Parole Board may include the offender's demonstrated maturity and rehabilitation and the lesser culpability of juvenile offenders in its consideration of his/her request for geriatric release.

6. Budget Amendment Necessary: None.

7. Fiscal Impact Estimates: Preliminary. See Item 8.

8. Fiscal Implications:

The proposed legislation could result in fewer juveniles being sentenced to prison and some additional offenders being released from prison on geriatric release. However, it is not possible to project the extent to which courts and the Parole Board will take these factors into account in their decisions and, therefore, the fiscal impact cannot be determined.

9. Specific Agency or Political Subdivisions Affected:

Department of Corrections
Parole Board
Circuit courts

10. Technical Amendment Necessary: None.

11. Other Comments: None.