



HOUSE COMMITTEE ON APPROPRIATIONS

FISCAL NOTE

HOUSE BILL NO. 645

PRINTERS NO. 3663

PRIME SPONSOR: DeLuca

COST / (SAVINGS)

FUND	FY 2011/12	FY 2012/13
General Fund	\$0	\$0

SUMMARY: House Bill 645 amends the Judicial Code concerning second and subsequent offenses, and the Prisons and Parole Code concerning prerelease plans for inmates and parole power. It would take effect in 60 days.

ANALYSIS: This legislation amends the Judicial Code concerning sentencing for second and subsequent offenses classified as crimes of violence. The definition of crime of violence is rewritten to include references to particular sections of the Crimes Code and attempts, conspiracies, and solicitations as well as equivalent offenses under Commonwealth law and the laws of other jurisdictions. It also adds a provision that a person sentenced for a second or subsequent crime of violence will not be eligible for parole until serving at least 85% of the maximum sentence imposed.

This legislation also amends the Prisons and Parole Code. It provides that the Board of Probation and Parole may not release an inmate serving a sentence for a second or subsequent offense classified as a crime of violence until the inmate has served at least 85% of the maximum sentence imposed.

FISCAL IMPACT: According to the Department of Corrections, enactment of this legislation will have only a minimal fiscal impact on the Commonwealth. Under current law, very few individuals convicted of second or subsequent crimes of violence are serving less than 85% of their maximum sentence. Therefore, this legislation would not significantly increase the state correctional population or budget.

PREPARED BY: Jeff Miller
House Appropriations Committee (R)

DATE: June 6, 2012

Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.