



**Colorado
Legislative
Council
Staff**

Bill 18

FISCAL NOTE

FISCAL IMPACT: State Local Statutory Public Entity Conditional No Fiscal Impact

Drafting Number: LLS 18-0314
Prime Sponsor(s):

Date: October 26, 2017
Bill Status: Sentencing in the Criminal Justice System Interim Study Committee Bill Request

Fiscal Analyst: Ryan Long (303-866-2066)

BILL TOPIC: STATE-PAID PRETRIAL SUBSTANCE ABUSE TREATMENT

| Fiscal Impact Summary | FY 2018-2019 | FY 2019-2020 |
|--|---------------------------|---------------------------|
| State Revenue | | |
| State Expenditures | <u>\$1,135,600</u> | <u>\$1,135,600</u> |
| General Fund | 1,135,600 | 1,135,600 |
| Appropriation Required: \$1,135,600 - Judicial Department (FY 2018-19). | | |
| Future Year Impacts: Ongoing expenditure increase. | | |

Summary of Legislation

Under the bill, ***requested by the Sentencing in the Criminal Justice System Interim Study Committee***, a pretrial services program that includes substance abuse treatment may seek reimbursement for the cost of the treatment from the Division of Probation Services in the Judicial Department.

Background

Under current law, the chief judge of any judicial district may order a person who is eligible for bond or other pretrial release to be evaluated by a pretrial services program, which advises the court on an individual's bond eligibility, and may recommend conditions of release.

State Expenditures

Beginning in FY 2018-19, the bill will increase state General Fund expenditures by \$1,135,600 per year in the Judicial Department. These expenditures are outlined in Table 1 and explained below.

| Table 1. Substance Abuse Reimbursement Under Bill 18 | | | | | |
|---|--|--------------------------------|---------------------|--|-------------------|
| Level of Treatment | Percent of Treatment Population | Total Number of Clients | Cost per Day | Average Number of Days in Treatment | Total Cost |
| Outpatient and Enhanced Outpatient | 77% | 1,364 | \$30 | 12 | \$491,040 |
| Intensive Outpatient | 15% | 266 | 32 | 15 | 127,680 |
| Residential Treatment | 8% | 142 | 130 | 28 | 516,880 |
| Total | 100% | 1,772 | | | 1,135,600 |

Judicial Department. The department will require \$1.1 million General Fund to reimburse pretrial services programs that include substance abuse treatment. The total number of individuals that receive pretrial services is estimated at 35,418. This is based on closed pretrial supervision cases reported by various counties, and adjusted upward to account for missing data. Of this number, it is assumed that 10 percent of these clients will enroll in substance abuse treatment. It is also assumed that 50 percent of clients that enroll in substance abuse treatment will pay for services through some type of insurance. The remaining 1,772 clients that will seek services and don't have insurance were used to calculate the costs for this bill, which are outlined above in Table 1. These costs may vary depending on the actual number of clients in qualifying pretrial services programs that require substance abuse treatment.

Local Government Impact

Allowing local pretrial services programs that offer substance abuse treatment to seek reimbursement for the cost of treatment will decrease the amount of funds required for these programs, and may increase funding for other pretrial services, or result in savings to those local governments.

Effective Date

The bill takes effect August 8, 2018, if the General Assembly adjourns on May 09, 2018, as scheduled, and no referendum petition is filed.

State Appropriations

For FY 2018-19, the bill requires a General Fund Appropriation of \$1,135,600 to the Judicial Department.

State and Local Government Contacts

Counties Judicial Sheriffs Information Technology