



HOUSE COMMITTEE ON APPROPRIATIONS

FISCAL NOTE

SENATE BILL NO. 533

PRINTERS NO. 1952

PRIME SPONSOR: Eichelberger

COST / (SAVINGS)

FUND	FY 2015/16	FY 2016/17
General Fund	\$0	See "Fiscal Impact" below.

SUMMARY: Senate Bill 533 amends the Judicial Code concerning the supervisory relationship between county adult probation and parole departments and offenders. It would take effect in 60 days.

ANALYSIS: Senate Bill 533 establishes a uniform set of procedures concerning the disposition of contraband seized by county probation and parole departments from offenders under their supervision. Property that is seized from an offender is deemed to be in the custody of the county probation and parole department (CPPD). The bill provides for the circumstances under which seized contraband will be considered abandoned property, which includes a hearing and appeals process in cases where an individual wants to make a claim on the property.

Once the hearing process has been exhausted and after the expiration of the holding time periods, CPPD must give the state Treasury Department an itemized list of the property. If an item is accepted by the state Treasury, it will be treated in the same manner as other escheated property.

Property refused by the state Treasury remains with the CCPD which can keep it for official use, destroy it, donate it to a non-profit or government agency, sell it, or dispose of it if it is of de minimis value. Each county treasurer must establish a community corrections forfeiture fund to hold any proceeds from the sale of such CCPD property. The county treasurer can disburse money from this fund only at the discretion of the president judge of the court of common pleas. Cash or proceeds generated by the sale of any abandoned contraband must first be made available to satisfy any restitution owed by the offender to crime victims who are known by the Pennsylvania Commission on Crime and Delinquency's Office of Victim Services or by the courts of the Commonwealth where the offender was sentenced.

FISCAL IMPACT: Enactment of this legislation will have no adverse impact on Commonwealth funds. It may have a minimal impact on counties' costs.

PREPARED BY: Jeff Miller
House Appropriations Committee (R)

DATE: June 22, 2016

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