

PRISON/JAIL POPULATION COST ESTIMATE STATEMENT
NINETY-SECOND SESSION
LEGISLATIVE ASSEMBLY 2017

HOUSE BILL NO. 1200wa

**AN ACT TO REVISE CERTAIN PROVISIONS REGARDING CONTRIBUTIONS TO
BALLOT QUESTION COMMITTEES.**

A prison/jail population cost estimate statement has been requested on HB1200wa due to making a violation of any section of the Act a Class 1 misdemeanor.

The provisions of 1200wa requires any organization or political action committee that is required to file a campaign finance disclosure statement under SDCL 12-27-2(2) to complete a supplemental disclosure for expenditures of twenty-five thousand dollars or more in a twelve month period. In the past six years there have been no violations of SDCL 12-27-2 meaning, that even with the requirement of a supplemental disclosure that a similar result could be expected.

The penalty in this Act is an administrative misdemeanor. Its purpose is to enforce compliance with the provisions to which it adheres. An offense is likely to be rare and not likely to be criminally prosecuted. When this offense is prosecuted, it will not likely result in a jail sentence. Hence, the impact on jail populations is negligible.

Approved: /s/ Jason Hancock Date: 2/15/17
Director, Legislative Research Council
