



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2025 Biennium

**Bill information:**

HB0423 - Revise laws related to compensation for wrongfully convicted individuals (Regier, Amy )

**Status:** As Introduced

- Significant Local Gov Impact     
  Needs to be included in HB 2     
  Technical Concerns  
 Included in the Executive Budget     
  Significant Long-Term Impacts     
  Dedicated Revenue Form Attached

### FISCAL SUMMARY

	<u>FY 2024</u> <u>Difference</u>	<u>FY 2025</u> <u>Difference</u>	<u>FY 2026</u> <u>Difference</u>	<u>FY 2027</u> <u>Difference</u>
<b>Expenditures:</b>				
General Fund	\$0	\$0	\$0	\$0
<b>Revenue:</b>				
General Fund	\$0	\$0	\$0	\$0
<b>Net Impact-General Fund Balance:</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

**Description of fiscal impact:** HB 423 has no fiscal impact to the Department of Corrections (DoC) as it only amends current laws to make them permanent and does not increase the financial responsibility of the DoC.

### FISCAL ANALYSIS

**Assumptions:**

**Department of Corrections**

- HB 423 makes some amendments to the Montana Code Annotated related to compensating those who have been wrongfully convicted. The bill amends 46-32-102, -104 and -108, MCA, by making each of those provisions permanent.
- Because this payment exists in current statute, no fiscal impact from these changes is anticipated.
- The bill states that the claimant "may receive" funds, which is permissive, but it does not describe the circumstances under which a claimant may not receive funds.

**Department of Justice**

- Criminal cases that are dismissed could activate a claim of compensation. Due to this, the Department of Justice could have an impact, but it is unknown the amount of impact that could be realized.

AR  
Sponsor's Initials

2/14/23  
Date

[Signature]  
Budget Director's Initials

2-13-23  
Date