

OFFICE OF FISCAL ANALYSIS

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sSB-1321

AN ACT CONCERNING CRIMES RELATING TO GIFT CARDS,
ORGANIZED RETAIL THEFT, FOSTERING THE SALE OF STOLEN
PROPERTY AND CIVIL LIABILITY FOR CERTAIN CONDUCT
RELATING TO GOODS, MERCHANDISE OR PRODUCE.

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 26 \$	FY 27 \$
Judicial Dept. (Probation); Correction, Dept.	GF - Potential Cost	Minimal	Minimal
Resources of the General Fund	GF - Revenue Gain	Minimal	Minimal

Note: GF=General Fund

Municipal Impact: None

Explanation

The bill expands the circumstances under which an individual can be charged for organized retail theft and creates two new crimes under larceny which ranges from a class C misdemeanor to a class B felony. This results in a potential cost to the Department of Correction and the Judicial Department for incarceration or probation and a potential revenue gain to the General Fund from fines.¹ On average, the marginal cost to the state for incarcerating an offender for the year is \$3,300² while the average marginal cost for supervision in the community is less than

¹ In FY 22-24, there were 167 charges and \$5,000 in fines collected under 53-142k. There were 47,016 charges and \$141,653 in fines collected under CGS §§ 53a-122 to -125b. There are currently approximately 400 individuals incarcerated for larceny related offenses.

² Inmate marginal cost is based on increased consumables (e.g., food, clothing, water, sewage, living supplies, etc.) This does not include a change in staffing costs or utility expenses because these would only be realized if a unit or facility opened.

\$600³ each year for adults and \$450 each year for juveniles.

The Out Years

The annualized ongoing fiscal impact identified above would continue into the future subject to the actual number of violations.

³ Probation marginal cost is based on services provided by private providers and only includes costs that increase with each additional participant. This does not include a cost for additional supervision by a probation officer unless a new offense is anticipated to result in enough additional offenders to require additional probation officers.