

**FISCAL ESTIMATE**

DOA-2048 N(R10/96)

X ORIGINAL       UPDATED  
 CORRECTED       SUPPLEMENTAL

**Subject**

Plea and verdict of guilty but mentally ill in certain criminal cases

**Fiscal Effect**

State:  No State Fiscal Effect

Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.

Increase Costs - May be possible to Absorb Within Agency's Budget     Yes     No

Increase Existing Appropriation       Increase Existing Revenues  
 Decrease Existing Appropriation       Decrease Existing Revenues  
 Create New Appropriation

Decrease Costs

Local:  No local government costs

1.  Increase Costs  
     Permissive     Mandatory  
2.  Decrease Costs  
     Permissive     Mandatory

3.  Increase Revenues  
     Permissive     Mandatory  
4.  Decrease Revenues  
     Permissive     Mandatory

5. Types of Local Governmental Units Affected:

Towns       Villages       Cities  
 Counties     Others \_\_\_\_\_  
 School Districts     WTCS Districts

**Fund Sources Affected**

X GPR     FED     PRO     PRS     SEG     SEG-S

**Affected Ch. 20 Appropriations**

s. 20.550 (1)(d)

**Assumptions Used in Arriving at Fiscal Estimate**

This bill creates a plea and verdict of "guilty but mentally ill" for persons who are charged with a homicide offense. Enactment of this bill could possibly increase costs to the State Public Defender's Office (SPD) in the following ways:

- 1) Possible challenges to the law, such as equal protection, could be raised.
- 2) Expert costs may increase with such a plea and verdict.
- 3) Such a plea and verdict may decrease the number of stipulated NGI (not guilty by reason of mental disease or defect) pleas, thus increasing the number of jury trials held. On the other hand, such a plea and verdict may help in plea negotiations, thus decreasing the number of jury trials held.

The amount of any costs to the agency cannot be determined at this time.

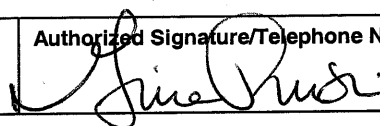
The SPD has no data from which to estimate local government costs.

**Long-Range Fiscal Implications**

Indeterminate at this time.

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Date  
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