

FISCAL ESTIMATE FORM

1999 Session

ORIGINAL

UPDATED

LRB # -2513/1

CORRECTED

SUPPLEMENTAL

INTRODUCTION # SB 125

Admin. Rule #

Subject

Modifies Penalties for Operating while Under the Influence

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

Decrease Costs

Create New Appropriation

Local:  No local government costs

1.  Increase Costs

Permissive  Mandatory

3.  Increase Revenues

Permissive  Mandatory

5. Types of Local Governmental Units Affected:

Towns  Villages  Cities

2.  Decrease Costs

Permissive  Mandatory

4.  Decrease Revenues

Permissive  Mandatory

Counties  Others \_\_\_\_\_

School Districts  WTCS Districts

Fund Sources Affected

GPR  FED  PRO  PRS  SEG  SEG-S

Affected Ch. 20 Appropriations

Assumptions Used in Arriving at Fiscal Estimate:

SB 125 modifies various penalties for OWI offenses. In particular, penalties for offenders who have two or more OWI convictions would double for the current offense if the person has a blood alcohol content of .15 to .199, triple if the person has a blood alcohol of .20 to .249 and quadruple if the person has a blood alcohol content of over .25. Almost all of the blood alcohol testing in these cases is performed by the State Laboratory of Hygiene. While the increased penalties would not necessarily increase the number of tests performed it would likely result in a greater number of arrests being contested in court.

This will impact the WSLH Toxicology Section workload in two respects:

1. Increase the number of subpoenas received and subsequent consulting and scheduling with D.A.'s and attorneys.

2. Increase the number of court appearances made by WSLH Chemists.

It is difficult to estimate the impact that the increased penalties would have on the number of cases contested, however we expect it would be a relatively significant number. If we were to assume an additional 30% of those arrested with a previous conviction will contest the charges in court, we would need at least 1.0 FTE Chemist to handle the additional workload. Total costs including travel expenses would be \$60,000 per year.

The State Lab of Hygiene currently receives funding from surcharges on convicted offenders to fund costs related to OWI cases. However, current revenues do not adequately cover the Lab's testing and court-related costs, therefore any increase in expenses related to these cases would also impact GPR funding.

Long-Range Fiscal Implications:

Costs will be continuing; OWI arrests and adjudicated cases are increasing.

Prepared By: / Phone # / Agency Name

University of Wisconsin System

Authorized Signature / Telephone No.

Date

5/10/99

**FISCAL ESTIMATE WORKSHEET**

Detailed Estimate of Annual Fiscal Effect

1999 Session

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 CORRECTED     SUPPLEMENTAL

LRB # -2513/1

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INTRODUCTION # SB 125

Subject

Modifies Penalties for Operating while Under the Influence

**I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):**

II. Annualized Costs:	Annualized Fiscal impact on State funds from:	
	Increased Costs	Decreased Costs
<b>A. State Costs by Category</b>		
State Operations - Salaries and Fringes	\$ 55,000	\$ -
(FTE Position Changes)	( 1.0 FTE)	(- FTE)
State Operations - Other Costs	5,000	-
Local Assistance		-
Aids to Individuals or Organizations		-
<b>TOTAL State Costs by Category</b>	\$	\$ -
<b>B. State Costs by Source of Funds</b>		
GPR	\$	\$ -
FED		-
PRO/PRS	60,000	-
SEG/SEG-S		-
<b>State Revenues</b> Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)	<b>Increased Rev.</b>	<b>Decreased Rev.</b>
GPR Taxes	\$	\$ -
GPR Earned		-
FED		-
PRO/PRS		-
SEG/SEG-S		-
<b>TOTAL State Revenues</b>	\$	\$ -

**NET ANNUALIZED FISCAL IMPACT**

STATE

LOCAL

NET CHANGE IN COSTS                      \$ \_\_\_\_\_                      \$ \_\_\_\_\_

NET CHANGE IN REVENUES                \$ \_\_\_\_\_                      \$ \_\_\_\_\_

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