

### Fiscal Estimate - 2003 Session

Original     
  Updated     
  Corrected     
  Supplemental

<b>LRB Number</b> <b>03-1390/1</b>	<b>Introduction Number</b> <b>AB-212</b>
<b>Subject</b> Possession, in the presence of children, of drug paraphernalia for making methamphetamine	
<b>Fiscal Effect</b>	
<b>State:</b>	
<input type="checkbox"/> No State Fiscal Effect <input checked="" type="checkbox"/> Indeterminate	
<input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Create New Appropriations	<input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Decrease Existing Revenues <input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Decrease Costs
<b>Local:</b>	
<input type="checkbox"/> No Local Government Costs <input checked="" type="checkbox"/> Indeterminate	
1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory
5. Types of Local Government Units Affected <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts	
<b>Fund Sources Affected</b>	
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	
<b>Affected Ch. 20 Appropriations</b>	
<b>Agency/Prepared By</b> DOC/ Cathy Halpin (608) 240-5538	<b>Authorized Signature</b> Robert Margolies (608) 240-5056
<b>Date</b> 4/4/2003	

## Fiscal Estimate Narratives

DOC 4/4/2003

LRB Number	<b>03-1390/1</b>	Introduction Number	<b>AB-212</b>	Estimate Type	<b>Original</b>
<b>Subject</b>					
Possession, in the presence of children, of drug paraphernalia for making methamphetamine					

### Assumptions Used in Arriving at Fiscal Estimate

This bill increases the penalty for using or possessing with intent to use, drug paraphernalia related to methamphetamine, if the offender, 1) is 18 years or older and if the offender does so in the presence of a child 16 years of age or younger, or 2) does so in the home of a person under the age of 18.

Current penalties include forfeitures up to \$10,000 and imprisonment for not more than six years, or both. This bill increases penalties to \$25,000 and/or 10 years imprisonment for use or possession in the presence of a child 16 years or younger or \$20,000 and/or 10 years for possession in the home of a person under age 18.

There will be increased costs for the Department of Corrections if offenders receive longer prison or probation terms than they would have received under current law. We are not able to determine how courts will sentence under this proposal and thus cannot estimate the bill's fiscal impact. In FY02 the average annual cost to house an inmate in a state prison is approximately \$26,000 and \$1900 to supervise an offender on probation.

### Long-Range Fiscal Implications