

Fiscal Estimate - 2005 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 05-2309/1		Introduction Number AB-183	
Subject			
Methamphetamine			
Fiscal Effect			
State:			
<input type="checkbox"/> No State Fiscal Effect <input 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 checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Decrease Costs	
Local:			
<input type="checkbox"/> No Local Government Costs <input type="checkbox"/> Indeterminate			
1. <input checked="" type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input checked="" 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 checked="" type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts	
Fund Sources Affected		Affected Ch. 20 Appropriations	
<input checked="" type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS			
Agency/Prepared By		Authorized Signature	Date
SPD/ Mike Tobin (608) 266-8259		Krista Ginger (608) 264-8572	3/10/2005

Fiscal Estimate Narratives

SPD 3/11/2005

LRB Number 05-2309/1	Introduction Number AB-183	Estimate Type Original
Subject Methamphetamine		

Assumptions Used in Arriving at Fiscal Estimate

The State Public Defender (SPD) provides legal representation in criminal cases and other specified proceedings in which the loss of personal liberty or parental rights may occur. For adult clients, the SPD must complete a financial eligibility evaluation before appointing an attorney. SPD services are constitutionally required because in the case types handled by SPD, a defendant without the financial means to hire an attorney has the right to have an attorney appointed. Therefore, any bill that would increase the number of cases handled by SPD would increase SPD costs.

This bill creates new offenses related to possession of materials with intent to manufacture methamphetamines and for unauthorized release of anhydrous ammonia. Thus, the bill would increase SPD costs by bringing additional cases into the criminal justice system. SPD cannot estimate the number of new cases, but could keep track of cases in the future that are brought under the new provisions.

The bill also increases penalty classifications for offenses involving the manufacture and distribution of methamphetamine. The higher penalties will add costs to SPD related to additional time required to prepare for court proceedings. For example, the SPD costs for defense of a class B felony are about twice the costs of class D-I felonies. Thus, the increase in classification of cases to class B has a cost to SPD (we do not know the number of cases that would fall in the new class B category, but we could track the number in the future). Corrections and county sheriffs would be among the other agencies also experiencing additional expenses as a result of the new offenses and increased penalty provisions.

Long-Range Fiscal Implications