

### Fiscal Estimate - 2005 Session

Original       Updated       Corrected       Supplemental

LRB Number **05-1529/1**      Introduction Number **AB-214**

**Subject**  
Inhalation of toxic inhalants

**Fiscal Effect**

**State:**

No State Fiscal Effect  
 Indeterminate

Increase Existing Appropriations       Increase Existing Revenues       Increase Costs - May be possible to absorb within agency's budget  
 Decrease Existing Appropriations       Decrease Existing Revenues       Yes       No  
 Create New Appropriations       Decrease Costs

**Local:**

No Local Government Costs  
 Indeterminate

1.  Increase Costs      3.  Increase Revenue  
 Permissive  Mandatory       Permissive  Mandatory

2.  Decrease Costs      4.  Decrease Revenue  
 Permissive  Mandatory       Permissive  Mandatory

5. Types of Local Government Units Affected  
 Towns       Village       Cities  
 Counties       Others  
 School Districts       WTCS Districts

**Fund Sources Affected**      **Affected Ch. 20 Appropriations**

GPR     FED     PRO     PRS     SEG     SEGS

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**Fiscal Estimate Narratives**  
**DOC 3/24/2005**

LRB Number <b>05-1529/1</b>	Introduction Number <b>AB-214</b>	Estimate Type <b>Original</b>
<b>Subject</b> Inhalation of toxic inhalants		

**Assumptions Used in Arriving at Fiscal Estimate**

This new bill creates two new statutory prohibitions relating to the abuse, possession, and distribution of hazardous substances.

A person convicted of abusing or possessing with intent to abuse a hazardous substance is guilty of a Class A Misdemeanor and can be fined up to \$10,000 or imprisoned up to nine months in a county jail or both.

A person convicted of distributing, or possessing with intent to distribute a hazardous substance, if the person knows or should know that the substance will be abused, is guilty of a Class I Felony and can be fined up to \$10,000 or imprisoned up to three and one-half years, or both.

The Department of Corrections is unable to project the number of offenders who may be subject to the criminal penalties under the provisions of this new bill and is therefore unable to estimate the fiscal impact on state or local government. In FY 04 the annual cost to place an inmate in a DOC institution was \$28,000 and \$2,000 per year for a community supervision placement.

**Long-Range Fiscal Implications**