

Fiscal Estimate Narratives
BPL 3/3/2005

LRB Number 05-0705/1	Introduction Number AB-40	Estimate Type Original
Subject Seizure of money related to a drug offense		

Assumptions Used in Arriving at Fiscal Estimate

It is indeterminable the amount that the Common School Fund should be receiving for drug seizures.

The Board of Commissioners of Public Lands believes we are not receiving the monies owed to the Common School Fund for the following reasons:

1. In fiscal year 2005, the Common School Fund has received \$15,813.59 relating to drug forfeitures. The break out between cash seizures and receipts from property are as follow:
\$4,291.00 [Cash Seizures]
\$9,722.59 [50% Proceeds on Property Sales]
\$1,800.00 [Documentation from entity is unclear if it is property or cash]
2. There are currently 600 police departments, 33 multi-jurisdictional task forces and 72 sheriff departments that could be making cash drug seizures. In fiscal year 2005 to date there are only 8 jurisdictions sending monies to the Common School Fund.
3. We have done research on the Wisconsin Circuit Court Access website and and have seen cases that are Chapter 960 cash seizures, but the courts are ordering them to transfer the seized cash to other entities including the Crime Prevention Trust in Milwaukee County and the Janesville Crimestoppers.
4. Our conclusion is that jurisdictions may not be aware that they are required to send the cash drug seizures to the Common School Fund, thus our receipts are much lower than they should be.

Long-Range Fiscal Implications