## Fiscal Estimate - 2005 Session

| Original Updated   | Corrected Sup   | plemental            |  |  |  |
|--|---|----------------------|--|--|--|
| LRB Number <b>05-0139/4</b>  | Introduction Number SB-24   | 8                    |  |  |  |
| Subject  |   |                      |  |  |  |
| Harboring or aiding a felon  |   |                      |  |  |  |
| Fiscal Effect  |   |                      |  |  |  |
| Appropriations Rev   | ease Existing renues rease Existing renues  To absorb within agen |                      |  |  |  |
| Permissive Mandatory Pern  2. Decrease Costs 4. Decr Permissive Mandatory Pern | 5.Types of Local Government Units Affe  Government Units Affe  Towns Village Counties Othe School WTC Districts Districts   | ge Cities<br>rs<br>S |  |  |  |
| Fund Sources Affected Affected Ch. 20 Appropriations  GPR FED PRO PRS SEG SEGS |   |                      |  |  |  |
| Agency/Prepared By   | Authorized Signature  | Date                 |  |  |  |
| CTS/ Nancy Rottier (608) 267-9733  | Nancy Rottier (608) 267-9733  | 9/19/2005            |  |  |  |

## Fiscal Estimate Narratives CTS 9/20/2005

| LRB Number <b>05-0139/4</b> | Introduction Number | SB-248 | Estimate Type | Original |
|-----------------------------|---------------------|--------|---------------|----------|
| Subject                     |                     |        |               |          |
| Harboring or aiding a felon |                     |        |               |          |

## **Assumptions Used in Arriving at Fiscal Estimate**

This bill expands those who can be charged with the crime of aiding a felon because it eliminates the current exemption for the felon and his or her family members. In addition, the bill increases the penalties for aiding a felon, by increasing certain offenses from Class I to Class H felonies. The bill also removes the court's discretion in sentencing a person who is convicted of aiding a felon by requiring the court to impose both a fine and a term of imprisonment and not allowing the court to place the person on probation.

This bill is likely to lead to increased numbers of proceedings, both because of the broader class of persons who can be charged and because the increased penalties and mandatory prison sentences may lead more persons to challenge the charges. Felony proceedings generally require additional court appearances and more court hearings than misdemeanors. Additional court proceedings require additional judge, court reporter, court staff and juror time. These costs are borne by the state and the county.

An accurate estimate of the increased costs is impossible with existing data. It is expected that existing court staff may be able to absorb the fiscal impact of this bill.

**Long-Range Fiscal Implications**