



## Fiscal Estimate Narratives

DPI 5/22/2007

LRB Number <b>07-0400/1</b>	Introduction Number <b>AB-0326</b>	Estimate Type <b>Original</b>
<b>Description</b> Notification requirements for persons who must register as sex offenders and who are on school premises and providing a penalty		

### Assumptions Used in Arriving at Fiscal Estimate

AB 326 prohibits a sex offender registrant from being in any school building, on any school grounds, school recreation area, school athletic field, or on any school property owned, used, or operated for school administration unless the registrant notifies the school.

Whoever knowingly fails to notify the school is guilty of a Class H felony punishable by a fine of not more than \$10,000 or imprisonment for not more than 9 months or both.

State: There would be no fiscal effect for the Dept. of Public Instruction.

Local: The bill may have a slight fiscal impact on school districts. School personnel that need to take calls from or have discussions with the sex offender registrants about visiting the school or attending events on school properties will be taken away from other tasks. Since it is expected to be a minor project, school districts would likely absorb this cost. The bill could also result in litigation between the school district and the sex offender registrant. While failure to notify the registrant of the new rules is not a defense to prosecution, the district may still bring suit against the registrant. If the offender claims he/she is not in violation of the rules because he/she is enroute to the school office to provide notification of being on the premises, the burden of proof is with him/her. Districts will, nevertheless, incur the costs related to litigation.

### Long-Range Fiscal Implications