

Fiscal Estimate - 2009 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 09-2317/1	Introduction Number SB-334
Description Throwing or expelling a bodily substance at a public safety worker and providing a penalty	
Fiscal Effect	
State:	
<input type="checkbox"/> No State Fiscal Effect <input checked="" 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 type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Decrease Costs
Local:	
<input type="checkbox"/> No Local Government Costs <input checked="" type="checkbox"/> Indeterminate	
1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input 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	
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	
Affected Ch. 20 Appropriations	
Agency/Prepared By	Authorized Signature
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Date	
10/15/2009	

Fiscal Estimate Narratives

DOC 10/15/2009

LRB Number	09-2317/1	Introduction Number	SB-334	Estimate Type	Original
Description Throwing or expelling a bodily substance at a public safety worker and providing a penalty					

Assumptions Used in Arriving at Fiscal Estimate

Under current law, any person who throws or expels a bodily substance, such as blood, semen, vomit, saliva, urine, or feces, at an emergency medical technician, a first responder, a law enforcement officer, a fire fighter, or a person operating or staffing an ambulance (public safety worker) is guilty of a Class I felony if the person intends to cause bodily harm to the public safety worker. This bill eliminates the element that the person intends to cause bodily harm to the public safety worker.

The Department of Corrections is unable to estimate the number of offenses which may be subject to the revision under this bill. The average FY09 annual cost for an inmate in a DOC institution is approximately \$31,800. However, when there is excess capacity in DOC facilities, the incremental costs (i.e. food, health care and clothing) of housing a small number of inmates is approximately \$4,900, based on FY09 costs. When there is no excess capacity in DOC facilities, as is currently the case, the Department uses contract beds at a rate of \$18,800 annually per person.

State costs could also increase if additional offenders are convicted of this crime and placed on probation. The annual cost to supervise one offender is approximately \$2600. County jails would experience increased costs if offenders are sentenced to jail as a condition of probation. Since we don't have any data that would assist us in predicting how many offenders will be convicted under the provisions of the bill, it is not possible to estimate the fiscal impact.

Long-Range Fiscal Implications