

### Fiscal Estimate - 2013 Session

Original     
  Updated     
  Corrected     
  Supplemental

<b>LRB Number</b> <b>13-1370/1</b>	<b>Introduction Number</b> <b>AB-0059</b>	
<b>Description</b> Searches by a law enforcement officer of a person on probation, parole, or extended supervision		
<b>Fiscal Effect</b>		
<b>State:</b> <input type="checkbox"/> No State Fiscal Effect <input checked="" type="checkbox"/> Indeterminate <input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Increase Existing Revenues <input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Decrease Existing Revenues <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Create New Appropriations <input type="checkbox"/> Decrease Costs		
<b>Local:</b> <input type="checkbox"/> No Local Government Costs <input checked="" type="checkbox"/> Indeterminate 1. <input checked="" type="checkbox"/> Increase Costs      3. <input type="checkbox"/> Increase Revenue <b>5. Types of Local Government Units Affected</b> <input type="checkbox"/> Permissive <input checked="" type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities 2. <input type="checkbox"/> Decrease Costs      4. <input type="checkbox"/> Decrease Revenue <input checked="" type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts		
<b>Fund Sources Affected</b> <b>Affected Ch. 20 Appropriations</b> <input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS		
<b>Agency/Prepared By</b> CTS/ Nancy Rottier (608) 267-9733	<b>Authorized Signature</b> Nancy Rottier (608) 267-9733	<b>Date</b> 5/2/2013

**Fiscal Estimate Narratives**

**CTS 5/2/2013**

LRB Number	<b>13-1370/1</b>	Introduction Number	<b>AB-0059</b>	Estimate Type	<b>Original</b>
<b>Description</b> Searches by a law enforcement officer of a person on probation, parole, or extended supervision					

**Assumptions Used in Arriving at Fiscal Estimate**

This bill provides that a person who is placed on probation is subject to having his or her person, residence and any property under his control searched by a law enforcement officer at any time if the officer reasonably suspects that the person is committing, is about to commit, or has committed a crime or a violation of a condition of probation or release.

Under current law, searches and seizure of possible evidence are often the subject of litigation, both at the circuit court level and at the appellate level. It is anticipated that this bill will increase the number of cases in which issues of the lawfulness of the search or seizure and/or the admissibility of any evidence obtained will be before the circuit and appellate courts. It is not possible to determine, with any precision, the frequency of that litigation nor the amount of time and resources of the courts that the litigation will take.

Additional proceedings require additional judge, court reporter, and court staff time. These costs are borne by both the state and the county. It is expected that existing court staff would absorb any additional proceedings.

This bill is also likely to increase the numbers of persons held in county jails. These costs are borne by the counties.

**Long-Range Fiscal Implications**