

Fiscal Estimate - 2017 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 17-1775/1	Introduction Number AB-0312	
Description plans for placement of a sexually violent person on supervised release		
Fiscal Effect		
State:		
<input checked="" type="checkbox"/> No State Fiscal Effect <input 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 type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts		
Fund Sources Affected Affected Ch. 20 Appropriations		
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS		
Agency/Prepared By DOC/ Emily Lindsey (608) 240-5413	Authorized Signature Donald Friske (608) 240-5056	Date 5/9/2017

Fiscal Estimate Narratives

DOC 5/9/2017

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Description plans for placement of a sexually violent person on supervised release					

Assumptions Used in Arriving at Fiscal Estimate

Under current law, a person who has been found to be a sexually violent person may be involuntarily committed to the Department of Health Services for control, care, and treatment. If a person is committed and placed in institutional care, the person may periodically petition the court for supervised release. If a court determines that supervised release is appropriate, DHS must prepare for the court a supervised release plan for the person. Before preparing the plan, current law requires DHS to consult with a local law enforcement agency with jurisdiction over the prospective residential option.

This bill requires DHS to also notify and, upon their request, consult with the district attorney and pertinent local governmental units in the county of intended placement. In addition, under the bill, if a proposed residence was previously proposed but rejected for placement of a person on supervised release, DHS must include in the plan an explanation for why the residence was rejected.

As of March 2017, the Department of Corrections (DOC) provides community supervision services to 41 sexually violent persons on supervised release under §980.

This bill does not create any new crimes, alter prison sentences under existing crimes, nor does it alter probation sentences under existing crimes; as a result, no fiscal impact on the DOC is likely to result from this bill.

It is unknown what the local fiscal impact of this bill would be. The DOC has no data from which to draw conclusions regarding the local fiscal impact of this bill.

Long-Range Fiscal Implications