

Fiscal Estimate Narratives

DOC 11/28/2017

LRB Number	17-4520/1	Introduction Number	SB-568	Estimate Type	Original
Description creating a reproductive health care facility safety program and making an appropriation					

Assumptions Used in Arriving at Fiscal Estimate

This bill directs the Department of Justice (DOJ) to create programs to address harassment, threats, and violence towards patients, prospective patients, and reproductive health care providers. Under the bill, DOJ must develop training programs for law enforcement officers and prosecuting attorneys to address anti-reproductive health care behaviors and a program to foster community collaboration in the prevention of and response to illegal anti-reproductive health care activities, and create a resource center to collect data and disseminate information on illegal anti-reproductive health care activities. The bill also creates a grant program under which DOJ may award grants to counties that need support in addressing illegal anti-reproductive health care activities.

The bill also expands the definition for "stalking" under Wis. Stat. 940.32 (a Class F, H, or I Felony depending on the effect to the victim and if the offender is a repeater) to include "impeding or attempting to impede access to a health care facility where the victim seeks, obtains, or provides health care."

The Department of Corrections (DOC) is unable to determine the fiscal impact of this bill. The DOC cannot determine the number of additional people, if any, that would be convicted and sentenced to community supervision or prison as a result of expanding the definition for "stalking" under Wis. Stat. 940.32.

The DOC, as of 6/30/17, had 178 offenders on community supervision with at least one conviction for "stalking" under Wis. Stat. 940.32. Additionally, the DOC had 106 inmates in a prison with at least one conviction for "stalking" under Wis. Stat. 940.32.

The average FY16 annual cost for an inmate in a DOC institution is approximately \$32,300. 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 \$5,700 based on FY16 costs. Should the Department use contract beds, the rate would be approximately \$18,800 annually per person. If there are additional offenders on community supervision, the average FY16 annual cost to supervise one offender is approximately \$3,000.

The cost to county jails is indeterminate. There may be additional costs if additional offenders receive a jail sentence as a result of the new expanded definition for "stalking" under Wis. Stat. 940.32. The average FY16 annual cost to jail inmates is \$18,800.

Long-Range Fiscal Implications