

### Fiscal Estimate - 2017 Session

Original       Updated       Corrected       Supplemental

<b>LRB Number</b> 17-5253/1	<b>Introduction Number</b> SB-722
<b>Description</b> Determination of indigency prior to the state public defender appointing an attorney to represent a parent in a proceeding under chapters 48 and 938, the description of defendant indigency for public defender fees, and recusal from juvenile justice proceedings (suggested as remedial legislation by the State Public Defender)	
<b>Fiscal Effect</b>	
<b>State:</b>	
<input checked="" type="checkbox"/> No State Fiscal Effect <input type="checkbox"/> Indeterminate <input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Increase Existing Revenues <input 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 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 type="checkbox"/> Indeterminate 1. <input type="checkbox"/> Increase Costs      3. <input type="checkbox"/> Increase Revenue      5. Types of Local Government Units Affected <input type="checkbox"/> Permissive <input 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 type="checkbox"/> Counties <input type="checkbox"/> Others <u>0</u> <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>	
<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>Affected Ch. 20 Appropriations</b>	
<b>Agency/Prepared By</b>	<b>Authorized Signature</b>
DOC/ Peter James (608) 240-5422	Donald Friske (608) 240-5056
	<b>Date</b>
	1/23/2018

## Fiscal Estimate Narratives

DOC 1/23/2018

LRB Number	<b>17-5253/1</b>	Introduction Number	<b>SB-722</b>	Estimate Type	<b>Original</b>
<b>Description</b> Determination of indigency prior to the state public defender appointing an attorney to represent a parent in a proceeding under chapters 48 and 938, the description of defendant indigency for public defender fees, and recusal from juvenile justice proceedings (suggested as remedial legislation by the State Public Defender)					

### Assumptions Used in Arriving at Fiscal Estimate

Under current legislation, the state public defender's office is required to appoint counsel to a person entitled to representation under the Children's Code or the Juvenile Justice Code without determining if that person is indigent and thereby eligible for representation from that office. Indigency can be determined after the person is appointed an attorney.

This bill proposes that a determination of indigency is not required before the state public defender may appoint an attorney to represent a child in a proceeding under the Children's Code or the Juvenile Justice Code.

This bill will have no fiscal impact on the Department of Corrections. This bill only modifies eligibility for public defender representation and does not have an impact on adjudication or sentencing.

### Long-Range Fiscal Implications