

Fiscal Estimate - 2019 Session

☒ Original
 ☐ Updated
 ☐ Corrected
 ☐ Supplemental

LRB Number 19-1830/1	Introduction Number AB-0166
Description presumption and conclusive determination of paternity on the basis of genetic test results and orders that may be granted on the basis of genetic test results	
Fiscal Effect State: <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <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 </div> <div style="width: 33%;"> <input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Decrease Existing Revenues </div> <div style="width: 33%;"> <input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <div style="display: flex; justify-content: space-between;"> <input type="checkbox"/> Yes <input type="checkbox"/> No </div> <input type="checkbox"/> Decrease Costs </div> </div> Local: <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <input type="checkbox"/> No Local Government Costs <input type="checkbox"/> Indeterminate <div style="display: flex;"> <div style="width: 50%;"> 1. <input checked="" type="checkbox"/> Increase Costs <input checked="" type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory </div> <div style="width: 50%;"> 3. <input checked="" type="checkbox"/> Increase Revenue <input checked="" type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory </div> </div> </div> <div style="width: 33%;"> 5. Types of Local Government Units Affected <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <input type="checkbox"/> Towns <input checked="" type="checkbox"/> Counties <input type="checkbox"/> School Districts </div> <div style="width: 33%;"> <input type="checkbox"/> Village <input type="checkbox"/> Others <input type="checkbox"/> WTCS Districts </div> <div style="width: 33%;"> <input type="checkbox"/> Cities </div> </div> </div> </div>	
<div style="display: flex; justify-content: space-between;"> <div> 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 </div> <div> Affected Ch. 20 Appropriations </div> </div>	
Agency/Prepared By DCF/ Sasha Bong (608) 422-6348	Authorized Signature Kim Swissdorf (608) 422-6351
Date 4/16/2019	

Fiscal Estimate Narratives

DCF 4/16/2019

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Description presumption and conclusive determination of paternity on the basis of genetic test results and orders that may be granted on the basis of genetic test results					

Assumptions Used in Arriving at Fiscal Estimate

Assembly Bill 166 creates a new presumption of paternity and a new way to determine paternity under the law using genetic testing. The bill creates a genetic testing presumption under which a man is a child's father if paternity can be conclusively determined on the basis of genetic test results and no other man is presumed to be the child's father under any other paternity presumption. Under the bill, a man is conclusively determined to be a child's father if all of the following conditions are satisfied:

- Genetic tests are performed with respect to the child, child's mother, and the man in response to a subpoena issued by the county child support agency requiring the parties to submit to the tests;
- Test results show the man is not excluded as the father and the statistical probability of paternity is 99 percent or higher;
- Both the mother and the man are at least 18 years old;
- There is no other paternity presumption.

The bill is not anticipated to have a fiscal effect on the state, as Wisconsin's child support program is state-administered and county-run. County child support agencies currently pay for the cost of genetic testing through a combination of federal, state, and local funding. In some instances, the agency can recoup genetic testing costs from one or both of a child's parents. It is unknown how many additional genetic tests will be performed as a result of the bill, but to the extent the bill results in more tests, costs will likely increase at the local level.

In the long run, the ability to use genetic testing in the initial paternity determination may help counties to avoid future administrative costs associated with reopening paternity cases that were determined without genetic testing.

Long-Range Fiscal Implications