

Fiscal Estimate - 2019 Session

☒ Original
 ☐ Updated
 ☐ Corrected
 ☐ Supplemental

LRB Number 19-1819/2	Introduction Number AB-0204
Description municipal ordinance enforcement and court procedures	
Fiscal Effect State: <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <input type="checkbox"/> No State Fiscal Effect <input checked="" type="checkbox"/> Indeterminate <div style="display: flex;"> <div style="width: 50%;"> <input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Create New Appropriations </div> <div style="width: 50%;"> <input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Decrease Existing Revenues </div> </div> </div> <div style="width: 33%;"> <input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <div style="display: flex; justify-content: space-around;"> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No </div> </div> <div style="width: 33%;"> <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 checked="" type="checkbox"/> Indeterminate <div style="display: flex;"> <div style="width: 50%;"> 1. <input checked="" type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input checked="" type="checkbox"/> Mandatory 2. <input checked="" type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input checked="" type="checkbox"/> Mandatory </div> <div style="width: 50%;"> 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 </div> </div> </div> <div style="width: 33%;"> 5. Types of Local Government Units Affected <div style="display: flex; justify-content: space-between;"> <div> <input checked="" type="checkbox"/> Towns <input checked="" type="checkbox"/> Counties <input type="checkbox"/> School Districts </div> <div> <input checked="" type="checkbox"/> Village <input type="checkbox"/> Others <input type="checkbox"/> WTCS Districts </div> <div> <input checked="" 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 CTS/ Nancy Rottier (608) 267-9733	Authorized Signature Nancy Rottier (608) 267-9733
Date 7/17/2019	

Fiscal Estimate Narratives

CTS 7/17/2019

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Assumptions Used in Arriving at Fiscal Estimate

This bill changes several substantive and procedural provisions relating to municipal courts. Among the provisions are the following: (1) no longer requiring a municipality to reimburse a county for maintenance of persons in the county house of correction, if that person was confined for reasons other than violation of a municipal ordinance; (2) requiring certification from the chief judge of the judicial administrative district before a joint municipal court can begin operation and proper notice before it can cease operation; (3) requiring the governing body of the municipality to provide an armed guard for all court sessions, unless requested otherwise by the municipal judge; (4) allowing all citations and complaints relating to an operating while intoxicated (OWI) violation that arise from the same incident to be transferred to the circuit court, in the event the defendant requests a jury trial in the action; (5) clarifying the procedures for conducting telephone and audiovisual procedures; and (6) clarifying the procedures for enforcement of judgments and appeals.

This bill does not create new categories of cases and will, for the most part, only impact cases already being brought in municipal and circuit courts. The procedures it creates or amends are likely to result in greater efficiencies in the way municipal court cases are processed.

The citations and complaints that are allowed to be transferred to the circuit courts in certain OWI cases are unlikely to require additional court hearings and resources but will rather be handled simultaneously with the OWI cases being transferred. Therefore, this bill appears that it will have a minimal fiscal impact on the state court system.

Some municipalities may be required to change procedures or their process of organizing their municipal courts, but it is estimated any fiscal impact would be minor. Some municipalities may also have decreased costs because of the efficiencies realized and jail costs avoided.

Long-Range Fiscal Implications