

LRB or Bill No./Adm. Rule No.
AB 171 (99-0934/1)

Amendment No. if Applicable

X ORIGINAL UPDATED
 CORRECTED SUPPLEMENTAL

FISCAL ESTIMATE

DOA-2048 N(R10/98)

Subject

Prisoner reimbursement to a municipality

Fiscal Effect

State: No State Fiscal Effect

Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.

Increase Costs - May be possible to Absorb Within Agency's Budget Yes No

Increase Existing Appropriation Increase Existing Revenues
 Decrease Existing Appropriation Decrease Existing Revenues
 Create New Appropriation

Decrease Costs

Local: No local government costs

1. Increase Costs
 Permissive Mandatory
2. Decrease Costs
 Permissive Mandatory

3. Increase Revenues
 Permissive Mandatory
4. Decrease Revenues
 Permissive Mandatory

5. Types of Local Governmental Units Affected:
 Towns Villages Cities
 Counties Others _____
 School Districts WTCS Districts

Fund Sources Affected

GPR FED PRO PRS SEG SEG-S

Affected Ch. 20 Appropriations

Assumptions Used in Arriving at Fiscal Estimate

If a person who violates a municipal ordinance fails to provide payment for a judgment or doesn't comply with a community service work order, the court shall issue a warrant to arrest the defendant and bring him or her before the court. If the violator fails to appear before the court for a hearing or if the court determines at a hearing that the violator's failure to comply is not for good cause or because of their indigence, the court may order the defendant to be placed in a county jail or house of corrections.

Currently, the municipality is required to pay for expenses incurred during the violator's stay. This bill would allow cities, villages, or towns to recover from inmates the costs associated with the stay.

If enacted, this bill might increase revenues to municipalities that successfully pursue the recovery of these costs. However, if municipalities file actions in court to pursue cost recovery, there will be an increase in court costs for both the municipalities and the counties. Some municipalities may not have collection systems, and would therefore need to develop a system of collection.

A precise fiscal estimate cannot be determined because it is not possible to know how many violators there may be and what length of stays they might incur. In addition, the number of Wisconsin municipalities that would pursue the recovery of expenses is unknown. Also, jail charges vary from county to county. Finally, the likelihood of cost recovery and the administrative expenses of the recovery process are also unknown. Therefore, we are not able to estimate the fiscal effect of this legislation.

Long-Range Fiscal Implications

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Date

3/12/99