

FISCAL ESTIMATE
DOA-2048 N(R10/94)

- ORIGINAL
- UPDATED
- CORRECTED
- SUPPLEMENTAL

Subject

Prisoners throwing or expelling certain bodily substances at or toward others, testing for the presence of communicable diseases in certain criminal defendants and juveniles alleged to be delinquent or in need of protection or services and providing a penalty

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

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

s.20.475(1)(d)

Assumptions Used in Arriving at Fiscal Estimate

This bill creates a new prohibition on persons who are prisoners in municipal or state correctional facilities for the intentional throwing or expelling of certain bodily substances with the intent to harm the person who was the target. It also mandates that the district attorney must seek a court order to have the prisoner tested for certain diseases under specified conditions. There are no data with which to estimate the number of annual instances that would require a district attorneys to prosecute prisoners for such crimes or the number of instances of the need for district attorneys to seek such court orders to test prisoners. If the bill becomes law and its significant new additive penalties are understood by prisoners, then the number of violations may be small.

Long-Range Fiscal Implications

None

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