

ORIGINAL UPDATED
 CORRECTED SUPPLEMENTAL

FISCAL ESTIMATE
 DOA-2048 N(R10/94)

Subject

Prohibition of Prisoners' Throwing Bodily Fluids

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

AB 250 creates a new prohibition relating to assaults by a prisoner against another prisoner or an officer, employee or visitor of the prison or facility. Under the bill, a prisoner is prohibited from throwing or expelling blood, semen, urine, or feces toward an officer, employee, visitor, or another prisoner. The prisoner is guilty of a Class E felony if (1) the intent is that the blood, semen, urine, or feces should come into contact with the person, (2) the intent is to either cause bodily harm to the person or to abuse, harass, offend, intimidate, or frighten that person, and (3) the officer, employee, visitor, or other prisoner has not consented.

This bill also allows a court to order a prisoner charged with throwing or expelling blood, semen, urine, or feces to undergo tests for the presence of communicable diseases. The prosecutor may apply to the court for such a test at the victim's request or if there is probable cause that the assault carried a potential for transmitting a communicable disease to the victim. The communicable diseases for which tests may be ordered under the bill include HIV, sexually transmitted diseases, hepatitis B and hepatitis C.

The State Laboratory of Hygiene would carry out these tests. The list below shows the most relevant tests and their associated prices.

Blood, semen, urine:

HIV-1/HIV-2 Combo Ab Screen	\$ 14.91
Hepatitis B Serodiagnosis Panel	\$ 47.88
Hepatitis C Serodiagnosis	\$ 42.74
Chlamydia Trachomatis Ag DET (EIA)	\$ 9.14
Syphilis, VDRL Serum Screen	\$ 7.56
Gonorrhea DNA Probe	\$ 14.18
Herpes Simplex Culture	\$ 85.45

Feces, urine:

Enteric Pathogens Routine Culture \$36.90

It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.

Long-Range Fiscal Implications

Agency/Prepared by: (Name & Phone No.)

Authorized Signature/Telephone No.

Date

University of Wisconsin System



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