

<b>FISCALESTIMATE</b> DOA-2048 N(R10/98)	<input checked="" type="checkbox"/> ORIGINAL <input type="checkbox"/> UPDATED <input type="checkbox"/> CORRECTED <input type="checkbox"/> SUPPLEMENTAL	<b>1999 Session</b> LRB or Bill No./Adm. Rule No. AB 381 (99-1761/1) Amendment No. if Applicable
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**Subject**      Jury Trial Requests in Municipal Courts

**Fiscal Effect**

State:  No State Fiscal Effect  
 Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.

<input type="checkbox"/> Increase Existing Appropriation <input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Decrease Existing Appropriation <input type="checkbox"/> Decrease Existing Revenues <input type="checkbox"/> Create New Appropriation	<input type="checkbox"/> Increase Costs – May be possible to Absorb Within Agency's Budget <input type="checkbox"/> Yes <input type="checkbox"/> No  <input checked="" type="checkbox"/> Decrease Costs
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Local:  No local government costs

1. Increase Costs <input type="checkbox"/> Permissive <input checked="" type="checkbox"/> Mandatory  2. Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	3. <input type="checkbox"/> Increase Revenues <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory  4. <input type="checkbox"/> Decrease Revenues <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	5. Types of Local Governmental Units Affected: <input checked="" type="checkbox"/> Towns <input checked="" type="checkbox"/> Villages <input type="checkbox"/> Cities <input checked="" type="checkbox"/> Counties <input type="checkbox"/> Others _____ <input checked="" type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts
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<b>Fund Sources Affected</b> <input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEG-S	<b>Affected Ch. 20 Appropriations</b>
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**Assumptions Used in Arriving at Fiscal Estimate**

Present law allows first time OWI offenders who are scheduled to appear in municipal court to request a jury trial. The case is then transferred to circuit court for disposition. All other ordinance violations in municipal court are not allowed to make a jury trial request or appeal to the circuit court until after the municipal court handles the violation. This bill would not allow first time OWI offenders to make a jury trial prior to the municipal court handling this case.

In 1998, approximately 13,600 OWI cases were handled by municipal courts of which nearly 400 requested a jury trial and were transferred to circuit court. It is not know how many of this 400 actually resulted in a jury trial in circuit court. Under this bill it is possible that the number of jury requests would decrease if the municipal court first handles the case and the defendant does not subsequently appeal the case to the circuit court and ask for a jury trial. The savings in circuit court and juror time are impossible to predict with the data available. The additional workload for the municipal courts is not expected to be significant.

**Long-Range Fiscal Implications**

Agency/Prepared by: (Name & Phone No.) Director of State Courts	Authorized Signature/Telephone No. 	Date 7/16/99
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