

FISCAL ESTIMATE FORM

1999 Session

ORIGINAL

UPDATED

LRB # - 1198/2

CORRECTED

SUPPLEMENTAL

INTRODUCTION # SB 82

Admin. Rule #

Subject

Minimum sentences for certain sex offenses

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

3.  Increase Revenues

Permissive

Mandatory

5. Types of Local Governmental Units Affected:

Towns

Villages

Cities

2.  Decrease Costs

Permissive

Mandatory

4.  Decrease Revenues

Permissive

Mandatory

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:

This bill would require the sentencing court to impose at least a one year prison sentence and would prohibit the sentencing court from placing a person on probation for a wide range of sexual offenses against adults and children.

It is possible that more criminal defendants charged with the listed sex offenses will go to trial if there is no chance of probation and if there is a mandatory minimum sentence. Our litigation unit may handle some sexual assault prosecutions and therefore there could be some fiscal impact on that unit. Moreover, there may be an increase in work for the criminal appeals unit. Appeals from trials are generally more time-consuming than appeals from guilty pleas. More criminal defendants convicted of sexual assault may appeal because they will face a sure prison sentence rather than probation. Therefore, the appeals unit may see an increase in workload. However, it is hard to determine this fiscal effect because the variables (DA's, local law enforcement, etc) and we cannot determine a fiscal effect at this time.

Long-Range Fiscal Implications:

Prepared By: / Phone # / Agency Name

Sally Wellman / 6-1677 / DOJ

Authorized Signature / Telephone No.

Joanna M. Richard

7-1432

Date

3-25-99