

**FISCAL ESTIMATE FORM**

1999 Session

- ORIGINAL                       UPDATED  
 CORRECTED                       SUPPLEMENTAL

**LRB # 99-4278/1**

**INTRODUCTION # 1999 SB-362**

Admin. Rule #

**Subject**

Fiscal estimate on bills containing penalty provisions and correctional fiscal estimates on certain bills

**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**

20.765 (1) (d), (3) (b)

**Assumptions Used in Arriving at Fiscal Estimate:**

SB-362 would eliminate the exception from the fiscal estimate requirement for bills containing penalty provisions. The bill would also require an additional fiscal estimate (a correctional fiscal estimate) for bills that contain criminal penalty provisions. A sampling of the roughly 192 bills that contained the phrase "providing a penalty" or "providing penalties" indicates that roughly 40% required a fiscal estimate already for a reason other than the provision of a penalty; the remaining 60% did not. Also during the 1997-99 regular session it appears that roughly 40 bills provided a criminal penalty. As a result, we can expect that, over a biennium, roughly 115 introduced bills that do not currently require a fiscal estimate will require fiscal estimates if SB-362 is enacted and approximately 40 will require correctional fiscal estimates. In addition to introduced bills, in a small number of cases, fiscal estimates are requested for un-introduced bills. We estimate that an additional 60 to 70 bills annually will require fiscal estimates if SB-362 is enacted. The Legislative Reference Bureau is likely to incur two main types of additional costs for these additional bills: additional printing costs (from s. 20.765 (1) (d)) and additional costs in processing the fiscal estimates (from s. 20.765 (3) (d)).

**Printing.** DOA charges the LRB roughly \$.02 per side for printing. Although fiscal estimates vary in size, a two-page fiscal estimate is standard. We generally print 318 copies of each fiscal estimate (25 for the LRB, 43 for the Senate, 105 for the Assembly and 145 for the legislative documents room). For each additional fiscal estimate that is printed, we estimate our printing costs to be \$12.72 (318 x 2 x \$.02). While we are unable to predict exactly which agencies DOA will select to prepare fiscal estimates for "penalty bills", we expect that DOA may request fiscal estimates from the department of corrections, the courts, the district attorneys, the public defender board and the department of justice. We further assume that DOA may request these same agencies to prepare correctional fiscal estimates for bills containing criminal penalties. Assuming that a fiscal estimate requirement for a penalty bill will trigger five different fiscal estimates for each of an additional 65 "penalty bills" and five different correctional fiscal estimates for each of 20 criminal penalty bills, the annual printing costs for the bureau would be approximately \$5,406 (85 x 5 x \$12.72)

**Staff Processing.** For each additional fiscal estimate, a program assistant enters a range of tracking data about the fiscal estimate into the doabase. He or she also answers telephone calls regarding fiscal estimate status. Although the exact processing time varies for each fiscal estimate, our program assistants estimate that it generally takes about 20 minutes per fiscal estimate to complete all the required processing tasks. Assuming 425 additional fiscal estimates result from SB-362, an additional 142 hours of processing time can be expected. Assuming a salary of \$11.94 per hour for this processing time, the cost of the additional staff time would be \$2,096 (142 x \$11.94 x 1.236 fringe multiplier)

**Long-Range Fiscal Implications:**

If the number of bills introduced in a legislative session continues to grow over time, it could be expected that the costs of SB-362 would also increase gradually over time

**Prepared By: / Phone # / Agency Name**

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267-2175

**Date**

2-8-2000

**FISCAL ESTIMATE WORKSHEET**

Detailed Estimate of Annual Fiscal Effect

1999 Session

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**I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):**


<b>II. Annualized Costs:</b>	<b>Annualized Fiscal Impact on State funds from:</b>	
	<b>Increased Costs</b>	<b>Decreased Costs</b>
<b>A. State Costs by Category</b>		
State Operations - Salaries and Fringes	\$ 2,096	\$ -
(FTE Position Changes)	( FTE)	(- FTE)
State Operations - Other Costs	5,406	-
Local Assistance		-
Aids to Individuals or Organizations		-
<b>TOTAL State Costs by Category</b>	<b>\$</b>	<b>\$ -</b>
<b>B. State Costs by Source of Funds</b>	<b>Increased Costs</b>	<b>Decreased Costs</b>
GPR	\$ 7,502	\$ -
FED		-
PRO/PRS		-
SEG/SEG-S		-
<b>State Revenues</b> Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)	<b>Increased Rev.</b>	<b>Decreased Rev.</b>
GPR Taxes	\$	\$ -
GPR Earned		-
FED		-
PRO/PRS		-
SEG/SEG-S		-
<b>TOTAL State Revenues</b>	<b>\$</b>	<b>\$ -</b>

**NET ANNUALIZED FISCAL IMPACT**  
STATE

LOCAL

NET CHANGE IN COSTS \$ 7,502 \$ \_\_\_\_\_

NET CHANGE IN REVENUES \$ \_\_\_\_\_ \$ \_\_\_\_\_

<b>Prepared By: / Phone # / Agency Name</b> Steve Miller, Chief / 267-2175 / LRB	<b>Authorized Signature/Telephone No.</b>  267-2175	<b>Date</b> 2-8-2000
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