

LRB or Bill No./Adm. Rule No.
LRB 99-3970/1
SB 395

Amendment No. if Applicable

- ORIGINAL UPDATED
- CORRECTED SUPPLEMENTAL

FISCAL ESTIMATE

DOA-2048 N(R10/96)

Subject

Policies concerning treatment and conduct of persons detained under ch. 980

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

s. 20.550 (1) (c), (d)

Assumptions Used in Arriving at Fiscal Estimate

This bill requires DHFS to establish and implement policies relating to treatment for and conduct of persons detained or committed under ch. 980. The changes in the bill relate primarily to conditions of confinement issues. Because the State Public Defender's Office does not presently handle conditions of confinement matters, enactment of the provisions in the bill related to conditions of confinement would probably not have a fiscal effect on the SPD.

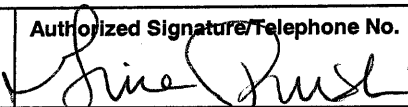
The bill also specifies that if the facility in which a 980 patient is detained wishes to seek a court order determining the person to be not competent to refuse psychotropic medication, DHFS must file a motion with the court and the court must hold a hearing. It is unclear from the bill whether the SPD would represent in these matters. If so, then these would be new cases for the SPD. It should be noted, however, that such hearings may be infrequent because such medication orders would probably more likely be made at the final commitment hearing.

Long-Range Fiscal Implications

See above.

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Date
March 7, 2000