

<b>FISCAL ESTIMATE FORM</b>		<b>1999 Session</b>
<input checked="" type="checkbox"/> ORIGINAL <span style="margin-left: 150px;"><input type="checkbox"/> UPDATED</span>		<b>LRB #-3528/1</b>
<input type="checkbox"/> CORRECTED <span style="margin-left: 150px;"><input type="checkbox"/> SUPPLEMENTAL</span>		<b>INTRODUCTION # AB 465</b>
<b>Admin. Rule #</b>		

**Subject**  
Criminal Penalties Study Committee legislative changes to the criminal statutes

**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 checked="" type="checkbox"/> Increase Costs - May be possible to Absorb Within Agency's Budget <input type="checkbox"/> Yes <input type="checkbox"/> No (training costs can be absorbed)  <input type="checkbox"/> Decrease Costs
<input type="checkbox"/> Decrease Existing Appropriation	<input type="checkbox"/> Decrease Existing Revenues	
<input type="checkbox"/> Create New Appropriation		

Local:  No local government costs

1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	3. <input type="checkbox"/> Increase Revenues <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	5. Types of Local Governmental Units Affected: <input type="checkbox"/> Towns <input type="checkbox"/> Villages <input type="checkbox"/> Cities <input checked="" type="checkbox"/> Counties <input type="checkbox"/> Others _____ <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts
2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	4. <input type="checkbox"/> Decrease Revenues <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	

<b>Fund Sources Affected</b> <input checked="" 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:**

**Department of Justice**

Criminal Appeals: The department anticipates heavy appellate litigation of the statutes and administrative rules that will implement the Criminal Penalties Study Committee report. Litigation exploring the parameters of new statutory terms, testing the relationship of new statutory language to former statutes and case law, and fleshing out the operational of new statutory procedures occurs whenever major statutory changes are enacted. The department's appellate attorneys have litigated those issues extensively for Wisconsin's sex predator law, for example, which affected a much smaller number than the thousands of individuals subject to truth-in-sentencing. Additional appellate attorneys were required to handle the sex predator litigation and the department has no additional capacity to staff truth-in-sentencing litigation. In addition to litigation, the department also anticipates that substantial amounts of attorney time will be required to train local prosecutors in connection with truth-in-sentencing implementation and assist local prosecutors handling trial court truth-in-sentencing challenges.

The department believes that at least one appellate attorney will need to be added as well as one legal secretary.

**Local Government**  
 It is difficult to determine how this may affect prosecutors and the circuit court system. Those determinations are best left up to the State Courts and the State Prosecutors offices. The department does, however, anticipate that increased training conducted by DOJ will be necessary and because we have planned for this activity, we believe that the training costs can be absorbed through existing resources.

**Long-Range Fiscal Implications:**  
**There may be long term fiscal effects that increase the amount of appeals and prisoner litigation but that determination is difficult to quantify at this time.**

<b>Prepared By: / Phone # / Agency Name</b> JoAnna Richard/267-1932 <i>DOJ</i>	<b>Authorized Signature / Telephone No.</b> <i>267-1932</i> <i>JoAnna M. Richard</i>	<b>Date</b> Sept. 9, 1999
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**FISCAL ESTIMATE WORKSHEET**

Detailed Estimate of Annual Fiscal Effect

**1999 Session**

- ORIGINAL     UPDATED  
 CORRECTED     SUPPLEMENTAL

**LRB #-3528/1**

**Admin. Rule #**

**INTRODUCTION #**

**AB 465**

Subject

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

II. Annualized Costs:	Annualized Fiscal impact on State funds from:	
	Increased Costs	Decreased Costs
<b>A. State Costs by Category</b>		
State Operations - Salaries and Fringes	\$ 116,305	\$ -
(FTE Position Changes)	( 2.0 FTE)	(- FTE)
State Operations - Other Costs		-
Local Assistance		-
Aids to Individuals or Organizations		-
<b>TOTAL State Costs by Category</b>	<b>\$ 116,305</b>	<b>\$ -</b>
<b>B. State Costs by Source of Funds</b>		
GPR	\$ 116,305	\$ -
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                      \$ 116,305                      \$ \_\_\_\_\_

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

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