

Fiscal Estimate Narratives
DOC 5/24/01

LRB Number 01-2909/1	Introduction Number AB-418	Estimate Type Original
Subject Conditions of probation		

Assumptions Used in Arriving at Fiscal Estimate

DOC is currently piloting a prison diversion program (Milwaukee Felony Drug Alternative to Prison Program) in Milwaukee in collaboration with the Milwaukee County Judiciary, the Milwaukee County District Attorney, State Public Defender, the Milwaukee House of Corrections and local labor officials and other members of the public. The target population for this program is prison bound males between the ages of 17 to 25 with no prior adult or juvenile prison commitment. The offense must have been committed on or after December 31, 1999 and the offense must be for the delivery and/or the possession of a controlled substance with the intent to deliver and cannot involve the use or threat of a weapon.

Under this program, the sentencing court imposes and stays a prison sentence and places the offender on a minimum of three years to a maximum of five years probation. As a condition of probation, the court now orders one-year straight time to be served at the House of Corrections and orders the offender to complete the program. The court reduces the HOC time if the offender completes Phases 1 and 2 before the year is up, although the offender can be revoked and ordered to serve his stayed prison sentence.

This bill would allow probation offenders placed in this program to be located at the Milwaukee Secure Detention Facility for Phase 1 of the program and correctional centers located in Milwaukee County for Phase II of the program.

Because offenders serving in this program can serve less institution time than if they were sentenced to prison, enactment of this proposal could lead to decreased costs. However, the exact funding savings cannot be determined because the institutional time savings varies by offender.

Long-Range Fiscal Implications