

Fiscal Estimate Narratives
DOC 1/14/2004

LRB Number 03-2406/1	Introduction Number AB-713	Estimate Type Original
Subject Probation for certain OWI offenses; good-time credit for time in jail		

Assumptions Used in Arriving at Fiscal Estimate

This bill allows offenders convicted of a second or third offense relating to operating under the influence of intoxicants or other drugs to be placed on probation for a period of 6 months to 2 years. This bill also eliminates the entitlement to good-time credit when an offender is serving a year or less in jail as a condition of probation.

The Department of Transportation indicates there were 5,684 persons convicted of a 2nd OWI offense and 2,744 of a 3rd OWI offense [8,428 convictions] in CY 2000. It is unknown how many of those convicted would be placed on probation nor the length of the probation. However, if all 8,428 were placed on probation at the 2-year maximum and the number of convictions remained constant, the Department would experience an annualized increase in its caseload of 16,856 probationers.

Since the number of offenders that would be placed on probation or the length of probation is unknown, a range of possible scenarios is presented below, with purchase of service (POS) funding at \$300 per offender for each scenario.

1)Time on Probation = 24 months
% Offenders Placed on Probation = 100%
Assumes 16,856 additional probationers
FTE = 265.20
One-Time Costs \$1,955,300

Total Annualized Costs [Salary, fringe, S&S, POS] \$19,147,800

2)Time on Probation = 18 months
% Offenders Placed on Probation = 100%
Assumes 12,642 additional probationers
FTE = 198.90
One-Time Costs \$1,466,400

Total Annualized Costs [Salary, fringe, S&S, POS] \$14,364,900

3)Time on Probation = 24 months
% Offenders Placed on Probation = 75%
Assumes 12,642 additional probationers

Same Costs as scenario 2

4)Time on Probation = 18 months
% Offenders Placed on Probation = 75%
Assumes 9,481 additional probationers
FTE = 149.17
One-Time Costs \$1,099,900

Total Annualized Costs [Salary, fringe, S&S, POS] \$10,774,700

Local costs: Currently offenders convicted of 2nd and 3rd offenses of operating under the influence of intoxicants or other drugs are jailed for a minimum of 5 days to 6 months [2nd offense] or 30 days to 1 year [3rd offense] and are eligible to earn good time of 25% of their jail sentence. Since offenders will no longer

be eligible to earn good time under this bill, counties could see a 25% increase in bed days for those convicted of these offenses, depending on whether courts adjust their sentences to reflect the elimination of good time. The number of increased bed days to individual counties is unknown, but could be expected to add a substantial number of bed days and increased costs to counties.

Long-Range Fiscal Implications

Fiscal Estimate Worksheet - 2003 Session

Detailed Estimate of Annual Fiscal Effect

Original
 Updated
 Corrected
 Supplemental

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Subject			
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I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):			
Ranges from \$1,099,900 to \$1,955,300 depending upon which assumption [time on probation and % of offenders placed on probation] is selected.			
II. Annualized Costs:		Annualized Fiscal Impact on funds from:	
		Increased Costs	Decreased Costs
A. State Costs by Category			
State Operations - Salaries and Fringes		\$	
(FTE Position Changes)			
State Operations - Other Costs			
Local Assistance			
Aids to Individuals or Organizations			
TOTAL State Costs by Category		\$	\$
B. State Costs by Source of Funds			
GPR			
FED			
PRO/PRS			
SEG/SEG-S			
III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)			
		Increased Rev	Decreased Rev
GPR Taxes		\$	\$
GPR Earned			
FED			
PRO/PRS			
SEG/SEG-S			
TOTAL State Revenues		\$	\$
NET ANNUALIZED FISCAL IMPACT			
		State	Local
NET CHANGE IN COSTS		\$	\$
NET CHANGE IN REVENUE		\$	\$
Agency/Prepared By		Authorized Signature	Date
DOC/ Cathy Halpin (608) 240-5538		Robert Margolies (608) 240-5056	1/13/2004