

Fiscal Estimate - 2005 Session

Original Updated Corrected Supplemental

LRB Number 05-3848/1	Introduction Number AB-1109	
Description Authorizing a political subdivision to assess fees for emergency services costs on certain intoxicated individuals		
Fiscal Effect		
State:		
<input type="checkbox"/> No State Fiscal Effect <input type="checkbox"/> Indeterminate <input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Decrease Existing Revenues <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Create New Appropriations <input type="checkbox"/> Decrease Costs		
Local:		
<input type="checkbox"/> No Local Government Costs <input checked="" type="checkbox"/> Indeterminate 1. <input type="checkbox"/> Increase Costs 3. <input type="checkbox"/> Increase Revenue 5. Types of Local Government Units Affected <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input checked="" type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities 2. <input type="checkbox"/> Decrease Costs 4. <input type="checkbox"/> Decrease Revenue <input checked="" type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts		
Fund Sources Affected Affected Ch. 20 Appropriations		
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS		
Agency/Prepared By SPD/ Mike Tobin (608) 266-8259	Authorized Signature Krista Ginger (608) 264-8572	Date 3/10/2006

Fiscal Estimate Narratives

SPD 3/10/2006

LRB Number	05-3848/1	Introduction Number	AB-1109	Estimate Type	Original
Description Authorizing a political subdivision to assess fees for emergency services costs on certain intoxicated individuals					

Assumptions Used in Arriving at Fiscal Estimate

The State Public Defender (SPD) provides legal representation in criminal cases and other specified proceedings in which the loss of personal liberty or parental rights may occur. For adult clients, the SPD must complete a financial eligibility evaluation before appointing an attorney. SPD services are constitutionally required because in the case types handled by SPD, a defendant without the financial means to hire an attorney has the right to have an attorney appointed. Therefore, any bill that would increase the number of cases handled by SPD would increase SPD costs.

This bill does not create a new criminal offense. However, it increases the monetary penalty associated with certain criminal offenses related to intoxicated drivers involved in accidents. It is not clear from the text of the bill whether the monetary penalties under this bill would be assessed as part of the underlying criminal case or would be invoked by a separate civil action. If they are imposed as part of the criminal case, SPD might see an indirect increase in caseload stemming from contempt proceedings against defendants who fail to pay the increased monetary penalties created by the bill. Many SPD clients already are assessed monetary penalties that exceed their ability to pay.

Counties and municipalities would collect some revenue from the monetary penalties created by the bill. SPD does not have data to determine how much revenue would be collected or to determine whether the revenue would be offset by enforcement and administrative costs.

Long-Range Fiscal Implications