

Fiscal Estimate - 2005 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 05-1898/1	Introduction Number AB-152
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Subject
 Collection of fines and forfeitures by counties

Fiscal Effect

State:

No State Fiscal Effect
 Indeterminate

<input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Create New Appropriations	<input type="checkbox"/> Increase Existing Revenues <input checked="" type="checkbox"/> Decrease Existing Revenues	<input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Decrease Costs
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Local:

No Local Government Costs
 Indeterminate

1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	3. <input checked="" type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input checked="" type="checkbox"/> Mandatory 4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	5. Types of Local Government Units Affected <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input checked="" type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts
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Fund Sources Affected	Affected Ch. 20 Appropriations
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input checked="" type="checkbox"/> SEG <input type="checkbox"/> SEGS	

Agency/Prepared By CTS/ Nancy Rottier (608) 267-9733	Authorized Signature Nancy Rottier (608) 267-9733	Date 3/11/2005
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Fiscal Estimate Narratives

CTS 3/14/2005

LRB Number	05-1898/1	Introduction Number	AB-152	Estimate Type	Original
Subject					
Collection of fines and forfeitures by counties					

Assumptions Used in Arriving at Fiscal Estimate

This bill allows counties to keep 20% of certain fines and forfeitures that are collected within 120 days of being imposed and 30% if collected after 120 days of being imposed.

For the fines and forfeitures covered by the bill, primarily criminal fines and non-traffic forfeitures, the county treasurer currently pays 90% to the state and retains 10% for the county as an administrative fee. The bill does not apply to state forfeitures, fines and penalties collected under chs. 341 to 347, 349 and 351 of the statutes (traffic statutes).

For the fiscal year July 2003 through June 2004, the amount collected from the fines and forfeitures covered by this bill was \$9,865,416; the counties retained \$986,542 and paid \$8,878,874 to the state. Under Article X, Section 2 of the Wisconsin Constitution, the state's proceeds from these fines and forfeitures are paid into the common school fund.

This bill will result in revenue loss for the state and an equal revenue gain for the counties. It is impossible to predict the exact fiscal impact of this bill because it can vary depending on what portion of fines and forfeitures are collected within the first 120 days of being imposed. There is no reliable data available to estimate what percentage of these fines and forfeitures are collected within 120 days after imposition.

Assuming all fines and forfeitures are collected within 120 days after imposition, the counties would retain 20% of the amount collected. Using the fiscal year 2003-04 collections for purposes of this estimate, the counties would pay \$7,892,333 to the state and retain \$1,973,083. This would result in a revenue loss of \$986,541 for the state and an equal amount of gain for the counties.

If all fines and forfeitures were collected after 120 days had passed after imposition, the counties would retain 30% of the amount collected. Using the fiscal year 2003-04 collections, the counties would pay \$6,905,791 to the state and retain \$2,959,625. This would result in a revenue loss of \$1,973,083 for the state and an equal amount of gain for the counties.

Long-Range Fiscal Implications

Fiscal Estimate Worksheet - 2005 Session

Detailed Estimate of Annual Fiscal Effect

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 Corrected
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LRB Number 05-1898/1		Introduction Number AB-152	
Subject			
Collection of fines and forfeitures by counties			
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 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			
		<u>State</u>	<u>Local</u>
NET CHANGE IN COSTS		\$	\$
NET CHANGE IN REVENUE		\$Indeterminate	\$Indeterminate
Agency/Prepared By		Authorized Signature	Date
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