

### Fiscal Estimate - 2005 Session

Original     
  Updated     
  Corrected     
  Supplemental

<b>LRB Number</b> <b>05-1563/2</b>	<b>Introduction Number</b> <b>AB-279</b>
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**Subject**  
 Trespass enforcement authority for wardens

**Fiscal Effect**

**State:**

- No State Fiscal Effect
- Indeterminate
  - Increase Existing Appropriations
  - Decrease Existing Appropriations
  - Create New Appropriations
- Increase Existing Revenues
- Decrease Existing Revenues
- Increase Costs - May be possible to absorb within agency's budget
  - Yes
  - No
- Decrease Costs

**Local:**

- No Local Government Costs
- Indeterminate
- 1.  Increase Costs      3.  Increase Revenue
  - Permissive    Mandatory
- 2.  Decrease Costs      4.  Decrease Revenue
  - Permissive    Mandatory
- 5. Types of Local Government Units Affected
  - Towns       Village       Cities
  - Counties       Others
  - School Districts       WTCS Districts

<b>Fund Sources Affected</b>	<b>Affected Ch. 20 Appropriations</b>
<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	20.370(3)(mu)

<b>Agency/Prepared By</b>	<b>Authorized Signature</b>	<b>Date</b>
DNR/ Joe Polasek (608) 266-2794	Joe Polasek (608) 266-2794	4/14/2005

## Fiscal Estimate Narratives

DNR 4/14/2005

LRB Number	05-1563/2	Introduction Number	AB-279	Estimate Type	Original
<b>Subject</b>					
Trespass enforcement authority for wardens					

### Assumptions Used in Arriving at Fiscal Estimate

**Bill Summary:** The bill authorizes a court to calculate an amount to be imposed for a trespass violation that is committed by a citizen engaged in an activity related to hunting or fishing in Wisconsin. Of the calculated amount, 35 percent is the forfeiture for the violation, which is deposited into the common school fund, and 65 percent is a hunting and fishing trespass surcharge imposed for the violation, which is deposited into the Conservation Fund.

**Fiscal Estimate:** The Department estimates implementation of the bill will result in \$193,200 in additional annual costs, and the equivalent of 1.8 FTE in warden staff time. In addition, the bill would increase revenue by an estimated \$15,100 annually. More detail follows.

The Department contacted county sheriff departments for information on the number of trespass complaints they received in 2004, the number of those complaints related to hunting or fishing (when known), and how many arrests were made. Based on the information received back from 21 counties, there were 324 fish and wildlife-related trespass complaints received in 2004. Of these complaints, 78 (24%) resulted in citations. Since the 21 counties are 29% of the 72 Wisconsin counties, it is estimated that the state will have approximately 1,100 trespass complaints (324 / 29%) and 270 citations (78 / 29%). For comparison purposes, Minnesota DNR wardens issued 250 citations for trespass in 2004, which would equate to approximately 1,288 complaints (assuming the same 24% ratio).

It is assumed Wisconsin wardens would receive about 1,100 trespass complaints annually and issue about 250 citations. It is also assumed that from start to finish, 3 hours would be required to respond, investigate, and process each trespass complaint, and each complaint would require about 30 miles of travel.

$1,100 \text{ complaints} \times 3 \text{ hrs} = 3,300 \text{ hrs} = 1.8 \text{ FTE}$  (Salary/fringe/operations/travel/overtime = \$100,000/FTE) = \$180,000

$1,100 \text{ complaints} \times 30 \text{ miles} = 33,000 \text{ miles} \times .35/\text{mile} = \$11,500$  in travel costs

Of all complaints received by the Bureau of Law Enforcement, 20.8% are received via the DNR Hotline. Based on 1,100 anticipated total complaints, it is assumed about 231 will come in as Hotline calls. It is assumed it would take 1/2 hr. per call to collect the information, type up the complaint, contact a warden, relay the information and update final hotline disposition for a total of 115.5 hrs. The Hotline is typically operated by an LTE at about \$15/hr or ~ \$1,700.

The 2005 State Uniform Bond Schedule establishes a base forfeiture for land trespass violations of s. 943.13, Wis. Stats. at \$100. This bill specifies that, of the penalty imposed by the court, 35% shall be the forfeiture imposed and 65% shall be a hunting and fishing trespass surcharge paid into the Conservation Fund. Assuming, from page 1, that 250 citations are issued for hunting and fishing related trespass violations and that there was a 93% conviction rate (based on other hunting & fishing violation conviction rates), there would be approximately 232 convictions with \$65 per conviction going into the Conservation Fund or ~ \$15,100.

### Long-Range Fiscal Implications

## Fiscal Estimate Worksheet - 2005 Session

Detailed Estimate of Annual Fiscal Effect

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LRB Number <b>05-1563/2</b>		Introduction Number <b>AB-279</b>	
<b>Subject</b>			
Trespass enforcement authority for wardens			
<b>I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):</b>			
<b>II. Annualized Costs:</b>			
		<b>Annualized Fiscal Impact on funds from:</b>	
		Increased Costs	Decreased Costs
<b>A. State Costs by Category</b>			
	State Operations - Salaries and Fringes	\$170,000	
	(FTE Position Changes)	(1.8 FTE)	
	State Operations - Other Costs	23,200	
	Local Assistance		
	Aids to Individuals or Organizations		
	<b>TOTAL State Costs by Category</b>	<b>\$193,200</b>	<b>\$</b>
<b>B. State Costs by Source of Funds</b>			
	GPR		
	FED		
	PRO/PRS		
	SEG/SEG-S	193,200	
<b>III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, ets.)</b>			
		Increased Rev	Decreased Rev
	GPR Taxes	\$	\$
	GPR Earned		
	FED		
	PRO/PRS		
	SEG/SEG-S	15,100	
	<b>TOTAL State Revenues</b>	<b>\$15,100</b>	<b>\$</b>
<b>NET ANNUALIZED FISCAL IMPACT</b>			
		State	Local
NET CHANGE IN COSTS		\$193,200	\$
NET CHANGE IN REVENUE		\$15,100	\$
<b>Agency/Prepared By</b>			
DNR/ Joe Polasek (608) 266-2794		<b>Authorized Signature</b>	
		Joe Polasek (608) 266-2794	
<b>Date</b>		4/14/2005	