

Fiscal Estimate Narratives
DOC 4/17/2007

LRB Number 07-0186/1	Introduction Number AB-0245	Estimate Type Original
Description Battery to a district attorney or assistant district attorney and providing a penalty		

Assumptions Used in Arriving at Fiscal Estimate

Current law prohibits a person from intentionally causing or threatening bodily harm to a judge or family member of a judge, when the judge is acting in an official capacity. If a person is convicted of this crime he or she will be guilty of a Class H felony (maximum of 3 years confinement and 3 years of extended supervision).

This bill expands the prohibition on causing or threatening bodily harm to include a district attorney or a member of a district attorney's family, when the district attorney is acting in an official capacity. Conviction for this offense is a Class H felony.

The Department of Corrections is unable to estimate the number of offenders who may be subject to the criminal penalty provisions of this bill. The FY06 annual cost for an inmate in a DOC institution is approximately \$27,600. However, when there is excess capacity in DOC facilities, the incremental costs (i.e. food, health care and clothing) of housing a small number of inmates is approximately \$4,500, based on FY06 costs. When there is no excess capacity in DOC facilities, as is currently the case, the Department uses contract beds at rate of \$18,800 annually per person. The annual cost for community supervision is \$2,000.

A local impact will also occur if an adult offender is sentenced to a jail term under the provisions of this bill. The local fiscal impact cannot be estimated.

Long-Range Fiscal Implications