

Fiscal Estimate - 2007 Session

Original Updated Corrected Supplemental

LRB Number 07-1731/1		Introduction Number AB-0421		
Description Special operator licenses and identification cards for persons registered as sex offenders and providing a penalty				
Fiscal Effect				
State:				
<input type="checkbox"/> No State Fiscal Effect				
<input checked="" type="checkbox"/> Indeterminate				
<input type="checkbox"/> Increase Existing Appropriations		<input type="checkbox"/> Increase Existing Revenues		
<input type="checkbox"/> Decrease Existing Appropriations		<input type="checkbox"/> Decrease Existing Revenues		
<input type="checkbox"/> Create New Appropriations		<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		
Local:				
<input type="checkbox"/> No Local Government Costs				
<input type="checkbox"/> Indeterminate				
1. <input type="checkbox"/> Increase Costs		3. <input type="checkbox"/> Increase Revenue		
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory		<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory		
2. <input type="checkbox"/> Decrease Costs		4. <input type="checkbox"/> Decrease Revenue		
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory		<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 type="checkbox"/> Counties		<input type="checkbox"/> Others		
<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		Authorized Signature		Date
DOC/ Cathy Halpin (608) 240-5538		Robert Margolies (608) 240-5056		9/6/2007

Fiscal Estimate Narratives

DOC 9/6/2007

LRB Number	07-1731/1	Introduction Number	AB-0421	Estimate Type	Original
Description Special operator licenses and identification cards for persons registered as sex offenders and providing a penalty					

Assumptions Used in Arriving at Fiscal Estimate

This bill requires a sex offender registrant ordered by a court or who has committed a serious sex offense, to identify himself or herself to the Department of Transportation [DOT] when applying for a driver's license or a state-issued identification card. This bill requires the Department of Corrections to notify offenders of the new law.

The bill also requires any serious sex offender required to register with the Sex Offender Registry (SOR) to replace an existing driver's license or state-issued identification card within six months after publication of the new law. DOT must issue a driver's license or state-issued identification card containing the words "Sex Offender" in prominent black capital lettering in the lower right hand corner that contains a yellow block.

The Department must notify local law enforcement that the offender is required to have a specialized driver's license/state-issued identification card designator. The Department already allows law enforcement to have access to sex offender data and adding an indicator that the offender's identification must include this wording can be absorbed in our existing budget.

This bill also creates a Class G felony for violating the new law [5 year maximum term of confinement and 5 year maximum term of extended supervision].

Currently, there are 6,027 offenders aged 16 or over, required to register with SOR for a "serious sex offense", which includes first degree sexual assault, first degree sexual assault of a child and certain repeated acts of sexual assault. Approximately 2,513 of those offenders are currently incarcerated. Another 18 offenders are on supervised release [chapter 980].

It is assumed that the Department would notify all non-incarcerated offenders of the new law. Thus, the Department would incur mailing costs of approximately \$1,400 during the first year [3,514 offenders who are not incarcerated * 41 cents/ea mailing costs]. Thereafter, offenders will receive notice at the time of release to parole, extended supervision and supervised release, or by the court at initial sentencing. This notice will also occur annually, when offenders are asked to re-register. The Department can absorb the costs of these mailings.

The workload for the sex offender registration specialists may increase if this legislation results in more non-compliant sex offender registrants. These staff would have to make referrals to the district attorney. It is not possible to predict how often this will occur.

The Department can not estimate the number of offenders who will incur penalties for intentionally violating this law. 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, clothing, etc.) of housing a small number of inmates is approximately \$4,500, based on FY06 actual costs. When there is no excess capacity in DOC facilities, as is currently the case, the Department uses contract beds at a rate of \$18,800 annually per person.

Long-Range Fiscal Implications