

Fiscal Estimate - 2007 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 07-1683/1	Introduction Number SB-116
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Description
 Repeat drunken driving offenders and providing a penalty

Fiscal Effect

State:

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

 Yes
 No
 Create New Appropriations

 Decrease Costs

Local:

No Local Government Costs
 Indeterminate

1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	3. <input type="checkbox"/> Increase 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 type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts
2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	

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
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Fiscal Estimate Narratives
DOC 3/29/2007

LRB Number	07-1683/1	Introduction Number	SB-116	Estimate Type	Original
Description Repeat drunken driving offenders and providing a penalty					

Assumptions Used in Arriving at Fiscal Estimate

Under current law, a person who is convicted six or more times for an offense related to drunken driving is guilty of a Class H felony (maximum of 3 years confinement and 3 years extended supervision). The offender must be imprisoned not less than 6 months.

Under this bill, penalties for a sixth or seventh offense remain unchanged. However, a person convicted eight, nine or ten times for an offense related to drunken driving, is guilty of a Class G felony (maximum of 5 years confinement and 5 years extended supervision). Additionally, a person who is convicted eleven or more times is guilty of a Class F felony (maximum of 7.5 years confinement and 5 years extended supervision).

In FY06, the Department of Corrections admitted 607 offenders for offenses relating to driving while intoxicated. However, the Department doesn't have statistics on the total number of prior drunken driving offenses. Therefore we are unable to project the number of offenders who may be subject to the enhanced criminal penalties of this bill. The precise fiscal impact will depend to what extent courts revise their sentencing practices based on the new maximum periods for both confinement and extended supervision.

Long-Range Fiscal Implications