

### Fiscal Estimate - 2007 Session

Original       Updated       Corrected       Supplemental

<b>LRB Number</b> 07-2066/1		<b>Introduction Number</b> SB-292	
<b>Description</b> Human trafficking and providing a penalty			
<b>Fiscal Effect</b>			
<b>State:</b>			
<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 checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget	
		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
		<input type="checkbox"/> Decrease Costs	
<b>Local:</b>			
<input type="checkbox"/> No Local Government Costs			
<input checked="" 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	
<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 type="checkbox"/> SEG <input type="checkbox"/> SEGS			
<b>Agency/Prepared By</b>		<b>Authorized Signature</b>	
DOJ/ Mark Rinehart (608) 264-9463		Mark Rinehart (608) 264-9463	
		<b>Date</b>	
		12/7/2007	

## Fiscal Estimate Narratives

DOJ 12/7/2007

LRB Number	07-2066/1	Introduction Number	SB-292	Estimate Type	Original
<b>Description</b> Human trafficking and providing a penalty					

### Assumptions Used in Arriving at Fiscal Estimate

Senate Bill 292 creates the crime of human trafficking. Under the bill, whoever knowingly engages in trafficking or knowingly benefits from trafficking is guilty of a Class D felony. Also, whoever knowingly engages in trafficking of a child for the purpose of sex acts or knowingly benefits from such activity is guilty of a Class C felony.

Under Chapter 165.50 of the Wisconsin Statutes, the Department of Justice is required to investigate crime that is statewide in nature, importance, or influence. The department fulfills this requirement through its Division of Criminal Investigation (DCI). Among other duties, DCI special agents assist local authorities with multi-jurisdictional crimes. Since human trafficking often involves moving victims across local, state, and national jurisdictional lines, the enactment of SB 292 could increase the investigative caseload of DCI.

The department is not aware of any data that would accurately predict the number of human trafficking cases it would investigate in any given year. As a result, it is difficult to accurately estimate the amount of additional resources that would be necessary to handle any increase in investigative caseload resulting from the enactment of SB 292.

Felony prosecutions are generally handled by local district attorneys. However, on occasion, district attorneys across Wisconsin request assistant attorneys general in the Department of Justice's Criminal Litigation Unit to act as special prosecutors. In addition, the Department of Justice's Criminal Appeals Unit represents the State of Wisconsin in defending felony convictions when those convictions are challenged in state or federal court. Under Wisconsin law, this unit is charged with preparing briefs and presenting arguments in front of any state appellate or federal court hearing a challenge to a felony conviction.

It is likely that the enactment of Senate Bill 292 will result in an increased caseload for the department's Criminal Litigation and Criminal Appeals Units. Again, the department is not aware of any data that would accurately predict the number of human trafficking cases it would prosecute or handle on appeal in any given year. If the number of new trafficking cases DOJ is asked to prosecute, or DOJ is required to handle on appeal, is significant, the department will need additional resources to handle its increased caseload.

### Long-Range Fiscal Implications