

### Fiscal Estimate - 2007 Session

Original     
  Updated     
  Corrected     
  Supplemental

<b>LRB Number</b> <b>07-2416/1</b>		<b>Introduction Number</b> <b>AB-0525</b>	
<b>Description</b> Threatening or committing battery against certain employees of first class cities 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"/> Decrease Existing Appropriations <input type="checkbox"/> Create New Appropriations		<input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Decrease Existing Revenues	
<input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <div style="text-align: right; margin-right: 100px;"> <input type="checkbox"/> Yes      <input checked="" type="checkbox"/> No         </div> <input type="checkbox"/> Decrease Costs			
<b>Local:</b>			
<input type="checkbox"/> No Local Government Costs <input checked="" type="checkbox"/> Indeterminate			
1. <input checked="" type="checkbox"/> Increase Costs <input checked="" type="checkbox"/> Permissive <input type="checkbox"/> Mandatory		3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	
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	
<b>5. Types of Local Government Units Affected</b>			
<input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input checked="" 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>	<b>Date</b>
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## Fiscal Estimate Narratives

DOC 11/8/2007

LRB Number	07-2416/1	Introduction Number	AB-0525	Estimate Type	Original
<b>Description</b> Threatening or committing battery against certain employees of first class cities and providing a penalty					

### Assumptions Used in Arriving at Fiscal Estimate

Under current law, a person who intentionally causes bodily harm to another person is guilty of ordinary battery, with a maximum term of imprisonment of nine months. Current law also provides for more severe penalties for a special circumstances battery to certain government employees such as law enforcement officers and firefighters. Current law also prohibits threatening to cause bodily harm.

This bill would make it a Class H felony (maximum 3 years of confinement and 3 years of extended supervision) to cause or threaten to cause bodily harm to an employee of a first-class city, other than a law enforcement officer or firefighter, under the following circumstances: 1) the offender knows or should have known the victim is employed by a first class city, 2) the victim was enforcing state, county, or city laws, ordinances, or rules, 3) the victim did not consent to harm or threat.

It is unknown how many individuals convicted of battery had victims who were employees of the City of Milwaukee. Therefore the Department of Corrections is unable to estimate the number of offenders who may be subject to the increased criminal penalty provisions of this bill. The FY07 annual cost for an inmate in a DOC institution is approximately \$29,300. 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 FY07 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 \$2,200.

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

### Long-Range Fiscal Implications