

Fiscal Estimate - 2007 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 07-0578/1	Introduction Number AB-0054	
Description Repeat drunken driving 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"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Decrease Existing Revenues <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Create New Appropriations <input type="checkbox"/> Decrease Costs		
Local: <input checked="" type="checkbox"/> No Local Government Costs <input type="checkbox"/> Indeterminate 1. <input type="checkbox"/> Increase Costs 3. <input type="checkbox"/> Increase Revenue 5. Types of Local Government Units Affected <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities 2. <input type="checkbox"/> Decrease Costs 4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <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		
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Fiscal Estimate Narratives
DOC 2/19/2007

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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 of 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