

### Fiscal Estimate - 2009 Session

Original     
  Updated     
  Corrected     
  Supplemental

<b>LRB Number</b> <b>09-2069/1</b>	<b>Introduction Number</b> <b>AB-0373</b>
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**Description**  
 Providing information to a firearms dealer when purchasing a handgun, authorizing the Department of Justice to prosecute violations of certain laws regulating firearms, and providing penalties

**Fiscal Effect**

**State:**

<input type="checkbox"/> No State Fiscal Effect	<input type="checkbox"/> Increase Existing Revenues	<input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Decrease Costs
<input checked="" type="checkbox"/> Indeterminate	<input type="checkbox"/> Decrease Existing Revenues	
<input type="checkbox"/> Increase Existing Appropriations	<input type="checkbox"/> Create New Appropriations	
<input type="checkbox"/> Decrease Existing Appropriations		

**Local:**

<input type="checkbox"/> No Local Government Costs	3. <input type="checkbox"/> Increase Revenue	<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
<input checked="" type="checkbox"/> Indeterminate	4. <input type="checkbox"/> Decrease Revenue	
1. <input type="checkbox"/> Increase Costs	<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	

2.  Decrease Costs       Permissive  Mandatory

<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> DOC/ Sue Loniello (608) 240-5524	<b>Authorized Signature</b> Robert Margolies (608) 240-5056	<b>Date</b> 8/25/2009
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## Fiscal Estimate Narratives

DOC 8/25/2009

LRB Number	09-2069/1	Introduction Number	AB-0373	Estimate Type	Original
<b>Description</b> Providing information to a firearms dealer when purchasing a handgun, authorizing the Department of Justice to prosecute violations of certain laws regulating firearms, and providing penalties					

### Assumptions Used in Arriving at Fiscal Estimate

This bill creates a new penalty provision when a person provides false information to a firearms dealer for the purchase of a handgun with the intent of transferring the handgun to another person who cannot legally own a handgun. The penalty for this violation is a Class H felony.

In FY07 two offenders were placed on community supervision for violations related to the purchase or transfer of a handgun. No offenders were placed on supervision in FY08 for this type of offense. The Department is unable to determine if these violations included providing false information for the purpose of transferring a handgun to a person who is prohibited from possessing a firearm.

The Department cannot predict the number of offenders who will be convicted of this offense in the future, but if offenders who would have previously been placed on probation are now sentenced to prison, the Department will see increased costs.

In FY08 the annual cost to house an inmate in a DOC institution was approximately \$30,300. However, when there is excess capacity in DOC facilities, the incremental costs (i.e. food, health care and clothing) of housing an inmate was approximately \$4,600. 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. The annual cost for community supervision was \$2,400 in FY08.

Reduced costs for county jails will occur if an adult offender is sentenced to prison rather than a jail term.

### Long-Range Fiscal Implications