

Fiscal Estimate - 2009 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 09-3243/2	Introduction Number AB-0681
Description Orders to commit state prison inmates to a mental health facility	
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 type="checkbox"/> No Local Government Costs <input 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	
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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Date 2/5/2010	

Fiscal Estimate Narratives
DOC 2/5/2010

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Description Orders to commit state prison inmates to a mental health facility					

Assumptions Used in Arriving at Fiscal Estimate

Under current law, prison inmates who are committed for mental health treatment under an alternative petition procedure under s. 51.20(1)(ar)WI Stats may not be committed for mental health treatment for a period exceeding 180 days in any 365-day period. Under this bill, an inmate may initially be committed for treatment for a period not to exceed six months, and any consecutive commitment order may not exceed 12 months.

In calendar year 2009, there were ninety-two Chapter 51 mental health commitments within the Department of Corrections. Of these, eleven were of the 51.20(1)(ar) type.

Under current law, if an inmate is committed under 51.20(1)(ar) for an initial 180 day term within a 365 day period, and the Department pursues re-commitment for an additional term within a separate 365 day period, an additional initial commitment hearing must be conducted for that new term. The provisions of this bill would allow immediate extension of an initial 6 month civil commitment term pending the outcome of a re-commitment hearing, instead of requiring initial commitment hearings for each new 365 day period. The provisions of this bill may decrease workload in the form of reduced staff time devoted to preparation and participation at hearings related to re-commitment of inmates, as less staff time would be required for preparation and participation in re-commitment hearings. It is anticipated, however, that the decreased workload, would not have a significant impact on staff resources.

The number of inmates committed annually under Wis. Statute 51.20(1)(ar) varies from year to year and can't be predicted as each commitment is uniquely determined on a case by case basis. The Department is, therefore, unable to estimate a cost impact resulting from this proposed legislation.

Long-Range Fiscal Implications