

Fiscal Estimate - 2009 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 09-1669/1	Introduction Number AB-0411
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Description
 The prohibition against making, reproducing, or possessing a nude depiction of a person without the person's consent and the sex offender registry

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 checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<input checked="" type="checkbox"/> Indeterminate	<input type="checkbox"/> Decrease Existing Revenues	
<input type="checkbox"/> Increase Existing Appropriations		<input type="checkbox"/> Decrease Costs
<input type="checkbox"/> Decrease Existing Appropriations		
<input type="checkbox"/> Create New Appropriations		

Local:

<input checked="" type="checkbox"/> No Local Government Costs		5. Types of Local Government Units Affected
<input type="checkbox"/> Indeterminate		
1. <input type="checkbox"/> Increase Costs	3. <input type="checkbox"/> Increase Revenue	<input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	<input type="checkbox"/> Counties <input type="checkbox"/> Others
2. <input type="checkbox"/> Decrease Costs	4. <input type="checkbox"/> Decrease Revenue	<input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	

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	

Agency/Prepared By DOC/ Cathy Halpin (608) 240-5538	Authorized Signature Robert Margolies (608) 240-5056	Date 9/14/2009
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Fiscal Estimate Narratives

DOC 9/14/2009

LRB Number 09-1669/1	Introduction Number AB-0411	Estimate Type Original
Description The prohibition against making, reproducing, or possessing a nude depiction of a person without the person's consent and the sex offender registry		

Assumptions Used in Arriving at Fiscal Estimate

Current law prohibits making a visual representation that depicts a person nude without the person's consent if the person has a reasonable expectation of privacy. Current law also prohibits reproducing or possessing these representations. The current penalty for this Class I felony [video-voyeurism] includes imprisonment up to 1.5 years, 3 years probation, and up to a \$10,000 fine.

This bill adds video-voyeurism to the list of crimes for which a court may require the offender to be registered on the Wisconsin Sex Offender Registry [SOR] if the court determines that the underlying conduct was sexually motivated and is in the best interest of public safety. This bill also provides that if the offender is under the age of 21 when he or she committed the video-voyeurism offense, the court may withdraw the registration requirement after the offenders' successful completion of the sentence, dispositional order, or commitment for the offense. If the registration requirement is withdrawn, and there is not any other offense requiring registration, the Department must delete the offender's information from the sex offender registry.

The Department can not estimate the number of video-voyeurs courts may require to be registered with SOR or those offenders under the age of 21 who will be removed from SOR at the completion of their sentence, dispositional order or commitment. It can be assumed that any increased registration workload could be absorbed by existing staff.

Long-Range Fiscal Implications