

Fiscal Estimate - 2009 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 09-3022/1	Introduction Number SB-248
Description Penalty enhancers for committing domestic abuse in the presence of a child and providing penalties	
Fiscal Effect	
State:	
<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 type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Decrease Costs
Local:	
<input type="checkbox"/> No Local Government Costs <input checked="" type="checkbox"/> Indeterminate	
1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 4. <input type="checkbox"/> Decrease Revenue <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	
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	
Affected Ch. 20 Appropriations	
Agency/Prepared By DA/ Phil Werner (608) 267-2700	Authorized Signature Tom Herman (608) 266-0239
Date 8/7/2009	

Fiscal Estimate Narratives

DA 8/7/2009

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Description Penalty enhancers for committing domestic abuse in the presence of a child and providing penalties					

Assumptions Used in Arriving at Fiscal Estimate

Prosecutors' responses varied regarding the potential fiscal impact should this bill be enacted, but reasons for additional prosecutors included: increases in preliminary hearings, increased litigation of domestic violence cases, and the placement of many more children on the witness stand. These would require additional prosecutor time.

Conservatively, a need of an additional 4.35 ADAs (1% of the current number of prosecutors) is projected. The additional cost for the DA program would be approximately:

Annual salary = \$47,036

Annual fringe = \$18,433

TOTAL = \$65,469 x 4.35 ADAs = \$284,790.

A DA expressed concern that it appears the wording of the bill could make the Class B Misdemeanor, such as Disorderly Conduct, a felony because 90 days (3 months) plus 9 months = 12 months or 1 year, and anything punishable by 1 year or more is a felony unless the statute specifically references "in the county jail" (see s. 973.02, Wis. Stats.).

Another DA stated that local jails would be affected fiscally if this bill were to be enacted.

Long-Range Fiscal Implications

For a long-range fiscal impact, please see above.