



## Fiscal Estimate Narratives

DOA 11/25/2009

LRB Number	<b>09-3615/1</b>	Introduction Number	<b>SB-395</b>	Estimate Type	<b>Original</b>
<b>Description</b> Psychological evaluations for law enforcement officers, providing an exemption from emergency rule procedures, and requiring the exercise of rule-making authority					

### Assumptions Used in Arriving at Fiscal Estimate

Senate Bill (SB) 365 would require that any candidate for a full-time law enforcement or tribal law enforcement position must submit to an evaluation by a licensed psychologist and would also require that the psychologist's report be submitted to the hiring agency.

The hiring agency, which would include the Division of Capital Police in the Department of Administration (DOA), is required by SB 365 to review the psychological evaluation. SB 365 specifies that the evaluation report will be confidential under open records law. The Law Enforcement Standards Board is required to promulgate rules, including an emergency rule, that identifies the content of the evaluation and submit a report to the Wisconsin Legislature on the impact of the change by April 1, 2011. The required evaluation cannot be part of collective bargaining between the law enforcement entity and union.

DOA's Division of Capitol Police currently requires all finalist candidates for full-time law enforcement positions to submit to a psychological evaluation by a licensed psychologist, which is reviewed by the Division before a final offer of employment is made. Therefore, SB 365 would not have a fiscal effect on DOA.

While some cities, towns, villages and counties may already require candidates for full-time law enforcement positions to comply with the proposed requirements of SB 365, DOA does not have access to such data. Therefore, DOA's estimate of the local fiscal effect is indeterminate. If the local government does not currently require its candidates for full-time law enforcement positions to undergo psychological evaluations that are provided to the hiring entity, then the local government may incur additional costs for the evaluation, and potentially for travel costs if licensed psychologists are not located in the community.

### Long-Range Fiscal Implications

Unknown.