

Fiscal Estimate - 2009 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 09-3857/1	Introduction Number SB-496
Description Possession of dogs by certain felony offenders and providing a penalty	
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 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	
Local:	
<input type="checkbox"/> No Local Government Costs <input checked="" type="checkbox"/> Indeterminate	
1. <input checked="" type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input checked="" 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 checked="" 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	Authorized Signature
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Date	
2/5/2010	

Fiscal Estimate Narratives

DOC 2/5/2010

LRB Number	09-3857/1	Introduction Number	SB-496	Estimate Type	Original
Description Possession of dogs by certain felony offenders and providing a penalty					

Assumptions Used in Arriving at Fiscal Estimate

This legislation proposes creating several criminal penalty violations for certain felony offenders when the offender possesses, controls, or resides with a vicious dog. A vicious dog under this proposal is determined by a humane officer or a law enforcement officer. Also, under this legislation a felon's dog is required to have a microchip implanted for identification purposes.

The Department of Corrections is unable to estimate the number of offenders who will be subject to the new criminal penalty provisions or what the sentencing practices of the courts will be; therefore a state fiscal impact cannot be estimated. The Department would see increased costs, if offenders are convicted under the new criminal penalty violations and are placed on community supervision or sentenced to prison.

In FY09 the annual cost of an inmate in a DOC institution was approximately \$31,800. However, when there is excess capacity in DOC facilities, the incremental costs (i.e. food, health care and clothing) of housing a small number of inmates was approximately \$4,900, in FY09. 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 \$2,600 in FY09.

A local impact will occur if an adult offender is sentenced to a jail term under this legislation.

Long-Range Fiscal Implications