

Fiscal Estimate - 2011 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 11-2647/2	Introduction Number AB-0269
------------------------------------	---

Description
 prohibitions against contacting certain persons and providing penalties.

Fiscal Effect

State:

<input type="checkbox"/> No State Fiscal Effect	<input type="checkbox"/> Increase Existing Revenues	<input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget
<input checked="" type="checkbox"/> Indeterminate	<input type="checkbox"/> Decrease Existing Revenues	<input type="checkbox"/> Yes <input type="checkbox"/> No
<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 type="checkbox"/> No Local Government Costs		
<input type="checkbox"/> Indeterminate		
1. <input type="checkbox"/> Increase Costs	3. <input type="checkbox"/> Increase Revenue	5. Types of Local Government Units Affected
<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	
		<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	

Agency/Prepared By DA/ Phil Werner (608) 267-2700	Authorized Signature Martha Kerner (608) 267-1001	Date 9/27/2011
---	---	--------------------------

Fiscal Estimate Narratives

DA 9/27/2011

LRB Number 11-2647/2	Introduction Number AB-0269	Estimate Type Original
Description prohibitions against contacting certain persons and providing penalties.		

Assumptions Used in Arriving at Fiscal Estimate

Under current law, an individual arrested for a domestic abuse incident must, in most cases, avoid the victim's residence and avoid contacting the victim for 72 hours following the arrest. An intentional violation could result in a forfeiture of up to \$1,000. Under this bill, the individual would be guilty of a misdemeanor and subject to a fine of up to \$10,000 or imprisonment of up to nine months, or both.

Currently, when a court imposes a sentence on an individual or places an individual on probation, the court may prohibit the person from contacting victims of, or co-actors in, a crime. Violating this prohibition results in a Class A misdemeanor. Under this bill, a court may also prohibit contact with witnesses to the crime. In addition, the bill changes the penalty to a Class H felony.

Prosecutors provided varying responses concerning the potential fiscal effect of this bill. Some believe that the bill would increase the caseload sufficiently to require additional assistant district attorneys to prosecute the cases; whereas, others anticipate that the fiscal effects of the bill would be negligible and not require additional prosecutors.

Due to the differing opinions of prosecutors concerning the fiscal impact of this bill, it is difficult to anticipate whether or not the bill would have a fiscal impact on District Attorney (DA) offices. Consequently, the potential fiscal effect of this bill is indeterminate for DA offices.

Long-Range Fiscal Implications

The long-term fiscal impact of this bill is indeterminate, as explained above.