

### Fiscal Estimate - 2013 Session

Original     
  Updated     
  Corrected     
  Supplemental

<b>LRB Number</b> <b>13-2215/1</b>	<b>Introduction Number</b> <b>AB-0353</b>	
<b>Description</b> Scope of regulated activity under the campaign finance law, public financing of elections for certain state offices, extending the time limit for emergency rule procedures, providing an exemption from emergency rule procedures, granting rule-making authority, making appropriations, and providing a penalty		
<b>Fiscal Effect</b>  <b>State:</b> <input type="checkbox"/> No State Fiscal Effect <input type="checkbox"/> Indeterminate <input checked="" type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Increase Existing Revenues <input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Decrease Existing Revenues <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Create New Appropriations <input type="checkbox"/> Decrease Costs		
<b>Local:</b> <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 <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities 2. <input type="checkbox"/> Decrease Costs      4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts		
<b>Fund Sources Affected</b> <b>Affected Ch. 20 Appropriations</b> <input checked="" type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS		
<b>Agency/Prepared By</b> DA/ Phil Werner (608) 267-2700	<b>Authorized Signature</b> James Langdon (608) 267-1001	<b>Date</b> 10/23/2013

## Fiscal Estimate Narratives

DA 10/23/2013

LRB Number	13-2215/1	Introduction Number	AB-0353	Estimate Type	Original
<b>Description</b> Scope of regulated activity under the campaign finance law, public financing of elections for certain state offices, extending the time limit for emergency rule procedures, providing an exemption from emergency rule procedures, granting rule-making authority, making appropriations, and providing a penalty					

### Assumptions Used in Arriving at Fiscal Estimate

This bill, if enacted, would impose new registration and reporting requirements on individuals and organizations who, within 60 days of an election and by means of communications media, make a communication that refers to a candidate for most State offices. In addition, the bill creates a clean elections fund to provide grants to qualifying candidates for campaign expenses.

Prosecutors stated that this bill will have a fiscal effect on their offices, particularly the provision requiring registration by certain individuals and organizations. More people may violate these rules, which will result in complaints to a District Attorney's (DA's) office. Campaign finance and other election law violation cases are challenging and time-consuming because not only does the DA need to be the prosecutor, but also must coordinate and actively participate in the entire investigation. Most of the investigations will be focused on obtaining information in interviews of witnesses, which can be very time-consuming. Prosecutors also remarked on the time sensitivity of these cases because they would arise less than 60 days before an election.

Though prosecutors expressed concern about the potential increase in their workload should this bill be enacted, they were uncertain how much of an impact the bill will have on their offices. There is no statistical history with which to predict the number of complaints they will receive, and the actual cost of enactment of the bill may not be known until an election cycle occurs and the number of complaints filed is known.

Should this bill be enacted, DAs believe there could be a handful of cases in each prosecutorial unit, requiring a small percentage of an assistant district attorney (ADA) position per DA office. Though the timeframe for investigating and prosecuting these cases would generally be limited to the 60-day period prior to an election and shortly thereafter, DAs anticipate the cumulative time requirement to handle all of these cases on a statewide basis would be the equivalent of two full-time ADAs for a biennium.

An annual estimate of the potential cost for two assistant district attorneys is:

Salary: 2 ADAs X \$23,673/hr X 2088 hours = \$98,858  
Fringe: \$98,858 X 38.01% = \$37,576  
Total: \$136,434.

### Long-Range Fiscal Implications

Should this bill be enacted, prosecutors anticipate there will be a long-range fiscal impact on their offices. Estimating the potential cost is difficult since there is no statistical database at this time, but prosecutors project a cost of \$136,434 per year.

## Fiscal Estimate Worksheet - 2013 Session

Detailed Estimate of Annual Fiscal Effect

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<b>I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):</b>			
<b>II. Annualized Costs:</b>		<b>Annualized Fiscal Impact on funds from:</b>	
		Increased Costs	Decreased Costs
<b>A. State Costs by Category</b>			
	State Operations - Salaries and Fringes	\$136,434	\$
	(FTE Position Changes)	(2.0 FTE)	
	State Operations - Other Costs		
	Local Assistance		
	Aids to Individuals or Organizations		
	<b>TOTAL State Costs by Category</b>	<b>\$136,434</b>	<b>\$</b>
<b>B. State Costs by Source of Funds</b>			
	GPR	136,434	
	FED		
	PRO/PRS		
	SEG/SEG-S		
<b>III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)</b>			
		Increased Rev	Decreased Rev
	GPR Taxes	\$	\$
	GPR Earned		
	FED		
	PRO/PRS		
	SEG/SEG-S		
	<b>TOTAL State Revenues</b>	<b>\$</b>	<b>\$</b>
<b>NET ANNUALIZED FISCAL IMPACT</b>			
		<u>State</u>	<u>Local</u>
	NET CHANGE IN COSTS	\$136,434	\$
	NET CHANGE IN REVENUE	\$	\$
<b>Agency/Prepared By</b>		<b>Authorized Signature</b>	<b>Date</b>
DA/ Phil Werner (608) 267-2700		James Langdon (608) 267-1001	10/23/2013