

### Fiscal Estimate - 2015 Session

Original     
  Updated     
  Corrected     
  Supplemental

LRB Number <b>15-3216/1</b>	Introduction Number <b>SB-296</b>
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**Description**  
 No-knock search warrants

**Fiscal Effect**

**State:**

No State Fiscal Effect  
 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 checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Decrease Costs
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**Local:**

No Local Government Costs  
 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 checked="" type="checkbox"/> Towns <input checked="" type="checkbox"/> Village <input checked="" type="checkbox"/> Cities <input checked="" type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts
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<b>Fund Sources Affected</b>	<b>Affected Ch. 20 Appropriations</b>
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input checked="" type="checkbox"/> SEG <input type="checkbox"/> SEGS	

<b>Agency/Prepared By</b> DOT/ Martin Broyles (608) 709-0103	<b>Authorized Signature</b> Jennifer Peters (608) 267-6979	<b>Date</b> 12/16/2015
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## Fiscal Estimate Narratives

DOT 12/16/2015

LRB Number	15-3216/1	Introduction Number	SB-296	Estimate Type	Original
<b>Description</b> No-knock search warrants					

### Assumptions Used in Arriving at Fiscal Estimate

Under current law, a law enforcement officer executing a search warrant must knock before entering a building unless, at the time of executing the warrant, the officer has a reasonable suspicion that knocking and the subsequent announcement will be dangerous or futile, or will inhibit the effective investigation of the crime.

This bill requires each law enforcement agency, both at the state and local level, to develop a policy on when to request and when to execute a no-knock warrant, and requires that the policy be submitted to the Department of Justice (DOJ). As prescribed in the bill, the policy submitted by law enforcement agencies must also contain provisions describing the circumstances under which a search warrant allowing a no-knock warrant may be requested by an officer and, if the warrant does not specifically permit such an entry, under which a no-knock entry may be executed by an officer.

In addition, the bill also requires that each law enforcement agency submit to DOJ a report, detailing the following:

- The number of search warrants executed without knocking, whether or not the search warrant specifically authorized such entry
- The number of search warrants issued that specifically authorized entry without knocking
- The number of search warrants issued that did not specifically authorize entry without knocking
- The number of search warrants that did not specifically authorize entry without knocking but that were executed without knocking, including an explanation for the entry
- The total number of search warrants issued

For the purposes of this fiscal estimate, the department made the following assumptions:

- 1) About half of Wisconsin's law enforcement agencies have existing operational guidelines in place regarding no-knock search warrants.
- 2) Most law enforcement agencies do not have a specific policy in effect, however, on no-knock search warrants, as required by this bill.

DOT's Division of State Patrol estimates that approximately 40 hours of staff time would be necessary in order to develop the policy, as required under this bill. The amount of staff time associated with the tracking and annual reporting of various information pertaining to search warrants, including no-knock warrants, cannot be determined at this time, but is anticipated to be minimal.

In regards to local governments, the existing level of financial and staffing resources available to law enforcement, for the required policy development, tracking and annual reporting of search warrants, will vary widely. Due to these unknowns, the exact impact of this bill on local law enforcement agencies cannot be determined at this time.

### Long-Range Fiscal Implications