

Fiscal Estimate - 2015 Session

Original
 Updated
 Corrected
 Supplemental

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| LRB Number 15-2920/1 | Introduction Number SB-248 |
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Description
 Strip searches of certain detained persons

Fiscal Effect

State:

No State Fiscal Effect
 Indeterminate
 Increase Existing Appropriations
 Increase Existing Revenues
 Increase Costs - May be possible to absorb within agency's budget
 Decrease Existing Appropriations
 Decrease Existing Revenues

 Yes No
 Create New Appropriations

 Decrease Costs

Local:

No Local Government Costs
 Indeterminate

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|--|--|--|
| 1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | 3. <input type="checkbox"/> Increase 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 type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts |
| 2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | 4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | |

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|--|---------------------------------------|
| 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 | |

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| Agency/Prepared By DOC/ Michael Slana (608) 240-5414 | Authorized Signature Donald Friske (608) 240-5056 | Date 9/23/2015 |
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Fiscal Estimate Narratives

DOC 9/23/2015

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| LRB Number | 15-2920/1 | Introduction Number | SB-248 | Estimate Type | Original |
| Description Strip searches of certain detained persons | | | | | |

Assumptions Used in Arriving at Fiscal Estimate

Under current law, a person who is arrested or otherwise detained or taken into custody – but who is not arrested for a felony or for certain misdemeanors, and who is not reasonably suspected of concealing a weapon or concealing evidence – may be strip searched if the person will be detained with one or more other persons, if that person is to be incarcerated, imprisoned, or otherwise detained in the jail or prison where the search is conducted for at least 12 hours.

This bill proposes removing the requirement, for a person who is arrested or otherwise detained or taken into custody – but who is not arrested for a felony or for certain misdemeanors, and who is not reasonably suspected of concealing a weapon or concealing evidence – that the person will be incarcerated, imprisoned, or otherwise detained in the jail or prison where the search is conducted for at least 12 hours.

This bill would not have a state fiscal effect on the Department of Corrections (DOC), because the removal of this requirement would not impact when DOC conducts strip searches.

It is anticipated that the removal of this requirement would increase the number of strip searches conducted by local detention facilities. However, neither the DOC nor several sheriffs who were consulted were able to quantify the estimated local fiscal effect of this bill. Any additional funds spent as a result of this bill would be to enhance the safety and security of local detention facility operations.

Long-Range Fiscal Implications