

Fiscal Estimate - 2015 Session

Original Updated Corrected Supplemental

LRB Number 15-2920/1		Introduction Number SB-248	
Description Strip searches of certain detained persons			
Fiscal Effect			
State:			
<input checked="" type="checkbox"/> No State Fiscal Effect	<input type="checkbox"/> Indeterminate	<input type="checkbox"/> Increase Existing Revenues	<input type="checkbox"/> Increase Existing Revenues
<input type="checkbox"/> Increase Existing Appropriations	<input type="checkbox"/> Decrease Existing Appropriations	<input type="checkbox"/> Decrease Existing Revenues	<input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget
<input type="checkbox"/> Create New Appropriations			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Decrease Costs
Local:			
<input checked="" type="checkbox"/> No Local Government Costs	<input type="checkbox"/> Indeterminate		5. Types of Local Government Units Affected
1. <input type="checkbox"/> Increase Costs	<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	3. <input type="checkbox"/> Increase Revenue	<input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities
2. <input type="checkbox"/> Decrease Costs	<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	4. <input type="checkbox"/> Decrease Revenue	<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	Authorized Signature	Date	
SPD/ Anna Oehler (608) 267-0311	Adam Plotkin (608) 264-8572	10/29/2015	

Fiscal Estimate Narratives

SPD 10/29/2015

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

The State Public Defender (SPD) is statutorily authorized and required to appoint attorneys to represent indigent defendants in criminal and certain commitment proceedings. The SPD plays a critical role in ensuring that the Wisconsin justice system complies with the right to counsel provided by both the state and federal constitutions. Any legislation has the potential to increase SPD costs if it creates a new criminal offense, expands the definition of an existing criminal offense, or increases the penalties for an existing offense.

This bill removes 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 be incarcerated, imprisoned, or otherwise detained for at least 12 hours prior to being physically strip searched.

This bill is unlikely to have a fiscal effect for the SPD.

Long-Range Fiscal Implications