Fiscal Estimate - 2015 Session

☑ Original ☐ Updated	Corrected	Supplemental				
LRB Number 15-3460/1	Introduction Number S	SB-369				
Description Prohibiting local ordinances, resolutions, and policies that prohibit immigration status inquiries and reports to, and cooperation with, other units of government about the presence of illegal aliens, authorizing certain elective officeholders to commence an enforcement action, and providing a reduction in shared revenue payments						
Fiscal Effect						
Appropriations Reve		ts - May be possible nin agency's budget No sts				
Local: No Local Government Costs Indeterminate 1. Increase Costs Permissive Mandatory 2. Decrease Costs Permissive Mandatory Permissive Mandatory Permissive Mandatory Permissive Mandatory Permissive Mandatory Decrease Revenue Permissive Mandatory Decrease Revenue Decrease Revenue Districts Districts						
Fund Sources Affected Ch. 20 Appropriations						
☐ GPR ☐ FED ☐ PRO ☐ PRS ☐ SEGS						
Agency/Prepared By	Authorized Signature	Date				
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Fiscal Estimate Narratives DOR 11/2/2015

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Description					

Prohibiting local ordinances, resolutions, and policies that prohibit immigration status inquiries and reports to, and cooperation with, other units of government about the presence of illegal aliens, authorizing certain elective officeholders to commence an enforcement action, and providing a reduction in shared revenue payments

Assumptions Used in Arriving at Fiscal Estimate

Under Senate Bill 369, a political subdivision may not enact an ordinance, adopt a resolution, or establish a policy preventing an employee of the political subdivision from inquiring about an individual's immigration status who was lawfully detained or arrested. The bill also prohibits ordinances, resolutions, or polices that prevent a political subdivision employee from cooperating with Federal or other immigration enforcement officials. The bill specifies that any ordinances, resolutions, or policies inconsistent with the bill do not apply and may not be enforced.

The attorney general, the district attorney, or sheriff with appropriate jurisdiction may file a writ of mandamus with the circuit court for the county where the alleged non-compliance occurred. If the court finds a political subdivision noncompliant, then the Department of Revenue must reduce shared revenue payments in the following year by an amount for each day after the filing action.

The bill outlines shared revenue reductions based a political subdivision's population: less than 10,000 in population, \$500 each day; 10,000 through 100,000 in population, \$1,000 each day, 100,000 through 250,000 in population, \$2,000 each day; 250,000 or more in population, \$5,000 each day.

The Department cannot reasonably estimate a shared revenue reduction without a court first finding a political subdivision noncompliant. The Department can illustrate the shared revenue reductions for political subdivisions found noncompliant by a court for 90 days:

0 – 10,000 in population (\$500 each day-----\$45,000 10,000-100,000 in population (\$1,000 each day-----\$90,000 100,000-250,000 in population (\$2,000 each day)----\$180,000 250,000 or more in population (\$5,000 each day)----\$450,000

Long-Range Fiscal Implications