

Fiscal Estimate - 2019 Session

Original Updated Corrected Supplemental

LRB Number **19-2142/1** Introduction Number **AB-0724**

Description
hearing timelines for juveniles in custody

Fiscal Effect

State:

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

Local:

- No Local Government Costs
- Indeterminate
- 1. Increase Costs 3. Increase Revenue
- Permissive Mandatory Permissive Mandatory
- 2. Decrease Costs 4. Decrease Revenue
- Permissive Mandatory Permissive Mandatory
- 5. Types of Local Government Units Affected
- Towns Village Cities
- Counties Others
- School Districts WTCS Districts

Fund Sources Affected **Affected Ch. 20 Appropriations**

- GPR FED PRO PRS SEG SEGS

Agency/Prepared By	Authorized Signature	Date
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Fiscal Estimate Narratives

DOC 1/15/2020

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Description hearing timelines for juveniles in custody		

Assumptions Used in Arriving at Fiscal Estimate

Under current law, a juvenile placed into temporary custody must receive a hearing within 24 hours to determine if the juvenile should continue to be held in custody. Under current law, Saturdays, Sundays, and legal holidays are excluded from the 24 hour period. This bill adds days that the clerk of courts is closed to the list of days that may be excluded from the 24 hour period.

The Department of Corrections (DOC) provides secure detention services at its juvenile correctional facilities (JCF) for 19 counties under circumstances specified in Wis. Stat. s. 938.224. If youth are held at DOC JCFs for additional days as a result of this bill, the amount of revenue received by the DOC for these services may increase since counties are charged the statutory daily rate for JCF services. In FY19, DOC JCFs had an average daily population of 1.04 youth placed by counties for secure detention services. The number of youth affected by this provision is unknown, however, since youth could be placed by counties in a DOC JCF for various reasons and data that distinguishes between these placement types is not readily available.

The local fiscal impact is indeterminate since DOC does not collect data related to the circumstances of youth placements in local secure juvenile detention facilities. However, generally speaking, costs will increase if youth spend additional days in a juvenile detention facility as a result of changes in this bill.

Long-Range Fiscal Implications