

### Fiscal Estimate - 2019 Session

Original     
  Updated     
  Corrected     
  Supplemental

LRB Number <b>19-2802/1</b>	Introduction Number <b>SB-200</b>
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**Description**  
 storage and processing of sexual assault kits and requiring the exercise of rule-making authority

**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 checked="" type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS 20.455 (2)(a)	

<b>Agency/Prepared By</b> DOJ/ Michelle Gauger (608) 267-6714	<b>Authorized Signature</b> Christopher J McKinny (608) 264-6367	<b>Date</b> 10/4/2019
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**Fiscal Estimate Narratives**  
**DOJ 10/4/2019**

LRB Number <b>19-2802/1</b>	Introduction Number <b>SB-200</b>	Estimate Type <b>Original</b>
<b>Description</b> storage and processing of sexual assault kits and requiring the exercise of rule-making authority		

**Assumptions Used in Arriving at Fiscal Estimate**

The bill requires law enforcement to submit a sexual assault kit to the Department of Justice Wisconsin State Crime Laboratories for processing, if the victim has consented to analysis, or to securely store the kit for a period of 10 years, if the victim has not consented to analysis. Once the kit has been processed, the state crime laboratories are required to send it to the submitting law enforcement agency for the longer of a period of 50 years, or until the expiration of the statute of limitations, or until the end of the term of imprisonment or probation for a person convicted in the case.

The department is required to promulgate rules to administer this provision.

The department is further required to collect information concerning the number and nature of offenses committed in the state related to the sexual assault kits, and publish data at least annually on law enforcement agency compliance with the sexual assault kit reporting requirement.

The Wisconsin State Crime Laboratories have some capacity to store sexual assault kits but it is not known whether this bill will increase the number of kits to be stored and whether that will exceed the capacity of the existing freezer storage. If it is necessary to increase storage in the future, adding a storage freezer will cost approximately \$100,000 in one-time costs and \$25,000 per year annually for rent and temperature monitoring.

It is not possible to estimate the potential increase in the number of sexual assault kits that require testing as a result of the passage of this bill. If increase in kit submissions exceeds the workload that can be absorbed with existing staff, the state crime laboratories may need additional case management staff to ensure kits are properly reviewed, routed for testing, stored and returned; and to ensure effective communications with law enforcement agencies and victims of sexual assaults.

The department currently receives federal grant funds to perform some reporting and data analysis related to the sexual assault kits. The department might require additional resources to continue and expand this reporting, if the federal grant funding is discontinued or the data collection and reporting is expanded.

**Long-Range Fiscal Implications**