

Fiscal Estimate - 2021 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 21-5646/1	Introduction Number AB-0840
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Description
 bail for criminal defendants who have a previous conviction for bail jumping

Fiscal Effect

State:

<input type="checkbox"/> No State Fiscal Effect	<input type="checkbox"/> Increase 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 checked="" type="checkbox"/> Indeterminate	<input type="checkbox"/> Decrease Existing Revenues	
<input type="checkbox"/> Increase Existing Appropriations		<input type="checkbox"/> Decrease Costs
<input type="checkbox"/> Decrease Existing Appropriations		
<input type="checkbox"/> Create New Appropriations		

Local:

<input type="checkbox"/> No Local Government Costs	5. Types of Local Government Units Affected	
<input checked="" type="checkbox"/> Indeterminate	<input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input checked="" type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts	
1. <input checked="" type="checkbox"/> Increase Costs	3. <input type="checkbox"/> Increase Revenue	
<input type="checkbox"/> Permissive <input checked="" type="checkbox"/> Mandatory	<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	
2. <input type="checkbox"/> Decrease Costs	4. <input type="checkbox"/> Decrease Revenue	
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	

Fund Sources Affected	Affected Ch. 20 Appropriations
<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	20.625 (1)(a), 20.680 (2)(a)

Agency/Prepared By CTS/ Caitlin Frederick (608) 267-1940	Authorized Signature Karley Downing (608) 267-5277	Date 1/24/2022
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Fiscal Estimate Narratives

CTS 1/24/2022

LRB Number	21-5646/1	Introduction Number	AB-0840	Estimate Type	Original
Description bail for criminal defendants who have a previous conviction for bail jumping					

Assumptions Used in Arriving at Fiscal Estimate

Current law permits a judge to release a person charged with a crime without requiring bail, or may release the defendant if he or she executes an unsecured appearance bond, or may require the defendant to execute a secured bond in order to be released.

This bill prohibits a judge from releasing a person charged with a crime if the person has a previous conviction for bail jumping. Those individuals may be released only if they execute a secured bond or deposit cash in lieu of a bond in an amount of at least \$5,000.

Judges and court commissioners will have to receive additional training regarding the implementation of this new law change and apply the law to all criminal cases. The bill, as written, requires the Judge, rather than the District Attorney's Office, to enforce the requirements of the bill under s. 969.02. This will result in additional time at bond hearings to determine the appropriate bail conditions on the basis of whether the defendant has previously been convicted of bail jumping.

The state fiscal effect is indeterminate.

The bill is likely to increase costs at the local level, as the counties will be required to hold charged individuals in jails who have a previous conviction for bail jumping who are unable to meet bond requirements. Under current law, those individuals were not subject to mandatory bail requirements, and thus were not necessarily under confinement.

Long-Range Fiscal Implications

Counties will incur ongoing jail costs relating to confining individuals who have previously been convicted of bail jumping who are unable to execute a secured bond or deposit cash under the terms of the bill. The increase in the number of charged individuals who would be confined under the bill are unknown.