

Fiscal Estimate Narratives

CTS 5/4/2021

LRB Number	21-2438/1	Introduction Number	SB-264	Estimate Type	Original
Description hearing timelines for juveniles in custody					

Assumptions Used in Arriving at Fiscal Estimate

Under current law, within 24 hours after the end of the day on which a juvenile is taken into custody under the Juvenile Justice Code, the juvenile court must hold a hearing to determine whether to continue to hold the juvenile in custody. Under current law, the 24-hour period excludes Saturdays, Sundays, and legal holidays.

Under this bill, a day that the clerk of court's office is closed is also excluded, if the closure is due to inclement weather or another unforeseen emergency.

This bill does not have a fiscal impact at the state level. Any work relating to the law change would be minimally administrative, and certain procedure are updated regularly as part of a ongoing process.

At the local level, this bill is meant to lessen the burden for circuit courts and should not have a negative fiscal impact. Under current law, courts would need to have attorneys and court personnel (judicial officer, court reporter, clerk) available to conduct the Temporary Physical Custody in Ch. 938 cases when the courthouse is closed due to weather or an emergency. As it is unknown when a juvenile court has been held on an inclement weather day, the impact of this legislation is unknown.

Long-Range Fiscal Implications

The long-range fiscal implication of this bill is indeterminate.