

Fiscal Estimate - 2021 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 21-2438/1	Introduction Number SB-264
------------------------------------	--

Description
 hearing timelines for juveniles in custody

Fiscal Effect

State:

<input type="checkbox"/> No State Fiscal Effect	<input type="checkbox"/> Increase Existing Revenues	<input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget
<input checked="" type="checkbox"/> Indeterminate	<input type="checkbox"/> Decrease Existing Revenues	<input type="checkbox"/> Yes <input type="checkbox"/> No
<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 type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts	
1. <input type="checkbox"/> Increase Costs	3. <input type="checkbox"/> Increase Revenue	
<input type="checkbox"/> Permissive <input 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 type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	

Agency/Prepared By	Authorized Signature	Date
DOC/ Shelby Slaven (608) 240-5415	Paulina De Haan (608) 240-5056	4/12/2021

Fiscal Estimate Narratives

DOC 4/12/2021

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, 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 due to inclement weather or another unforeseen emergency 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 roughly 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 FY20, DOC JCFs had an average daily population of .39 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