

Fiscal Estimate - 2021 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 21-0331/1	Introduction Number SB-317
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Description
 the possession of a firearm by a person who has committed a misdemeanor crime of domestic violence and providing a penalty

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 Existing Appropriations <input type="checkbox"/> Create New Appropriations	<input type="checkbox"/> Decrease Costs	

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 checked="" type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <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 checked="" type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	20.680 (2)(j) & 20.680 (2)(a)

Agency/Prepared By	Authorized Signature	Date
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Fiscal Estimate Narratives

CTS 5/12/2021

LRB Number	21-0331/1	Introduction Number	SB-317	Estimate Type	Original
Description the possession of a firearm by a person who has committed a misdemeanor crime of domestic violence and providing a penalty					

Assumptions Used in Arriving at Fiscal Estimate

Current state law prohibits a person from possessing a firearm if he or she has been convicted of a felony or found not guilty of a felony by reason of mental disease or defect. It does not include a similar provision to that under federal law, which prohibits a person from possessing a firearm if he or she has been convicted of a misdemeanor crime of domestic violence.

Under this bill, state law would also prohibit a person from possessing a firearm if he or she has been convicted of a misdemeanor crime of domestic violence. A person who violates the prohibition is guilty of a felony and is subject to a fine of up to \$25,000 or a term of imprisonment of up to 10 years, or both, which is the same penalty that is imposed when a felon violates the prohibition against possessing a firearm.

In order to implement the bill, the court system would have to develop a process in order to notify the Department of Justice firearms check bureau when an individual has been convicted of a misdemeanor crime of domestic violence. There could be significant CCAP programming and training in order to develop the notification system to DOJ. It is anticipated there would programming and staff hours that would need to be devoted to this effort, but the resources required are indeterminate without the ability to determine the needs of the Department of Justice.

Long-Range Fiscal Implications

The long-range fiscal implications of this bill are indeterminate.