

Fiscal Estimate - 2021 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 21-3646/1	Introduction Number SB-514
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Description
 prosecution decisions following deaths involving law enforcement officers

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 type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Decrease Costs
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Local:

No Local Government Costs
 Indeterminate

1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input 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 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
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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 CTS/ Bonnie Anderson (608) 267-0702	Authorized Signature Karley Downing (608) 267-5277	Date 8/31/2021
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Fiscal Estimate Narratives

CTS 8/31/2021

LRB Number 21-3646/1	Introduction Number SB-514	Estimate Type Original
Description prosecution decisions following deaths involving law enforcement officers		

Assumptions Used in Arriving at Fiscal Estimate

Bill is relating to prosecution decisions following deaths involving law enforcement officers.

Current law requires an investigation following a death that involves a law enforcement officer and outlines specific requirements of the investigation. The investigators are required to provide a report of the investigation to the county district attorney in which the death occurred, and that district attorney must determine whether to prosecute the officer. This bill requires instead that the district attorney provide the report to a special prosecutor appointed by the court and that special prosecutor then must determine whether to prosecute the officer.

This bill requires the district attorney request and the judge to appoint a special prosecutor to receive investigation report in situations where there is an officer-involved death. The special prosecutor will decide whether to prosecute the officer, and if charges are filed, the special prosecutor will prosecute the case.

Fiscal Effect – Costs/Savings: The Director of State Courts has determined that based on the historical data on the number of cases, the number of appointments required to be made by the court pursuant to the bill would be small in number and thus the cost is negligible (i.e., no measurable fiscal impact on the Courts) and can be absorbed.

Long-Range Fiscal Implications

The Court system does not anticipate a long-range impact resulting from this proposed bill.