

### Fiscal Estimate - 2023 Session

Original     
  Updated     
  Corrected     
  Supplemental

<b>LRB Number</b> <b>23-4434/1</b>	<b>Introduction Number</b> <b>AB-0804</b>
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**Description**  
 inmate access to transparent windows and making an appropriation

**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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<input 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		
<input type="checkbox"/> Indeterminate		
1. <input type="checkbox"/> Increase Costs	3. <input type="checkbox"/> Increase Revenue	<b>5. Types of Local Government Units Affected</b> <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
<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	

<b>Fund Sources Affected</b>	<b>Affected Ch. 20 Appropriations</b>
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	

<b>Agency/Prepared By</b>	<b>Authorized Signature</b>	<b>Date</b>
DOC/ Craig Vruwink (608) 240-5415	Anna Neal (608) 228-1331	1/5/2024

## Fiscal Estimate Narratives

DOC 1/5/2024

LRB Number	23-4434/1	Introduction Number	AB-0804	Estimate Type	Original
<b>Description</b> inmate access to transparent windows and making an appropriation					

### Assumptions Used in Arriving at Fiscal Estimate

This bill requires the Department of Corrections (DOC) to install, in every state correctional institution, in every inmate residential cell that is connected to an exterior wall, a window that is at least 1.5 square feet in size and that provides at least 92 percent visibility to the outdoors. The window requirements under the bill apply only if the correctional institution will remain structurally sound with the windows in place. Under the bill, by October 1, 2026, DOC must install the windows, and by October 1, 2026, county sheriffs must ensure the same window requirements are met in county jails.

The bill also requires DOC or the county sheriff to provide every inmate with three hours per day of outdoor viewing time through a window that provides 92 percent visibility to the outdoors. This requirement may be met by time spent outdoors, by time spent in the inmate's cell if the cell has such a window, or, if the inmate's cell does not have such a window, by moving the inmate to a location within the state correctional institution or county jail that does have a window that provides at least 92 percent visibility to the outdoors.

The bill provides to DOC \$200,000 in FY24 and \$3,000,000 in FY25 for the purpose of installing windows in state correctional institutions to meet the requirements of the bill.

To determine which institutions and housing units have windows that meet the bill's size and visibility requirements, the Department will need to conduct a study. Due to the time and labor intensive nature of this project, the Department estimates the cost to contract this study at a minimum of \$500,000.

Without a comprehensive study, the Department cannot accurately determine how many windows will need replacing or provide an accurate cost estimate. Based on window replacement projects recently undertaken by DOC, the Department will require indeterminate additional funding. The Department spent \$3,000,000 at Robert E. Ellsworth Correctional Center to replace all non-security windows and \$2,840,000 at Lincoln Hills School to upgrade security windows for fifty percent of the living space. Additionally, there are institutions where it might be possible to add windows to housing units however due to the construction methods and/or design may prove cost prohibitive. For example, to widen the window openings at Stanley Correctional Institution, extra time and attention would have to be given to ensure the walls maintain their designed structural integrity. Some sites, such as Wisconsin Secure Program Facility, have housing units built facing inward and the exterior wall of the cell is not exposed to the outside.

Currently, all persons in our care (PIOCs) in general population who reside at medium and minimum-security institutions and center systems, are allowed daily use of the grounds and dayrooms from dawn to dusk. Due to security staffing vacancies, some maximum security institutions would struggle to staff enough building and grounds space to ensure general population PIOC's would be guaranteed to meet the outdoor viewing requirement.

### Long-Range Fiscal Implications