

Fiscal Estimate - 2023 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 23-2136/1	Introduction Number AB-0084
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Description
 possession of dogs by certain felony offenders and providing a penalty

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 |
| 1. <input type="checkbox"/> Increase Costs | <input type="checkbox"/> Counties | <input type="checkbox"/> Others |
| <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | <input type="checkbox"/> School Districts | <input type="checkbox"/> WTCS Districts |
| 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 | | |

Fund Sources Affected

Affected Ch. 20 Appropriations

GPR
 FED
 PRO
 PRS
 SEG
 SEGS

Agency/Prepared By DOC/ Michael Slana (608) 240-5414	Authorized Signature Anna Neal (608) 228-1331	Date 4/4/2023
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Fiscal Estimate Narratives

DOC 4/4/2023

LRB Number	23-2136/1	Introduction Number	AB-0084	Estimate Type	Original
Description possession of dogs by certain felony offenders and providing a penalty					

Assumptions Used in Arriving at Fiscal Estimate

This bill proposes creating several criminal penalty violations for certain felony offenders who are prohibited from possessing, controlling, or residing with a "vicious dog", as determined by a humane officer or a law enforcement officer under criteria specified in the bill.

The Department of Corrections (DOC) is unable to estimate the number of offenders who will be subject to the new criminal penalty provisions of this bill, and therefore is unable to estimate the state fiscal impact. The precise cost of this legislation will ultimately depend on the number of offenders and the sentencing practices of judges under the new penalty structure.

While it is not possible to estimate the number of individuals that will be convicted of this crime, any increase in the prison population, either through new admissions or longer sentences, would have a financial impact on DOC. The average FY22 annual cost for a person in our (DOC's) care (PIOC) in a DOC institution is approximately \$44,400. However, when there is excess capacity in DOC facilities, the incremental costs (i.e. food, health care and clothing) of housing a small number of inmates is approximately \$9,400 based on FY22 costs. Should the Department use contract beds, the rate would be approximately \$18,800 annually per person.

If there is a large increase in the number of offenders (clients) convicted of this crime and placed on probation or extended supervision, additional community corrections funding and/or positions may be necessary to handle the population. The average FY22 annual cost to supervise one offender is approximately \$3,500.

The local fiscal impact of the bill cannot be estimated because DOC is unable to predict the number of people that will be convicted of this crime and the sentencing practices of judges. County jails could experience increased or decreased costs, as individuals may be sentenced to jail as a condition of probation. The average FY22 annual cost to jail inmates is \$18,800.

Long-Range Fiscal Implications