

### Fiscal Estimate - 2023 Session

Original     
  Updated     
  Corrected     
  Supplemental

<b>LRB Number</b> <b>23-5059/1</b>	<b>Introduction Number</b> <b>AB-0972</b>
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**Description**  
 solicitation for prostitution and providing a penalty

**Fiscal Effect**

**State:**

- No State Fiscal Effect
- Indeterminate
  - Increase Existing Appropriations
  - Decrease Existing Appropriations
  - Create New Appropriations
- Increase Existing Revenues
- Decrease Existing Revenues
- Increase Costs - May be possible to absorb within agency's budget
  - Yes       No
- Decrease Costs

**Local:**

- No Local Government Costs
- Indeterminate
  - 1.  Increase Costs       Permissive     Mandatory
  - 2.  Decrease Costs       Permissive     Mandatory
  - 3.  Increase Revenue       Permissive     Mandatory
  - 4.  Decrease Revenue       Permissive     Mandatory
- 5. Types of Local Government Units Affected
  - Towns       Village       Cities
  - Counties       Others
  - School Districts       WTCS Districts

**Fund Sources Affected**      **Affected Ch. 20 Appropriations**

GPR     FED     PRO     PRS     SEG     SEGS

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Fiscal Estimate Narratives

CTS 3/11/2024

LRB Number	23-5059/1	Introduction Number	AB-0972	Estimate Type	Original
<b>Description</b> solicitation for prostitution and providing a penalty					

**Assumptions Used in Arriving at Fiscal Estimate**

Under current law, a person who intentionally solicits a person who is at least 18 to practice prostitution or establishes a person who is at least 18 in a place of prostitution is guilty of a Class H felony. This bill increases the penalty to a Class G felony. A Class G felony is punishable by a term of imprisonment not to exceed 10 years, which, under a bifurcated sentence, is a maximum term of confinement in prison of five years followed by a maximum term of extended supervision of five years. Current law has no mandatory minimum term of confinement in prison for this crime. The bill imposes a mandatory minimum term of confinement in prison for a person who is convicted of soliciting a prostitute, and the mandatory minimum applies whether the person solicited is an adult or a child. The minimum term imposed depends on the number of convictions for solicitation that the person has. For a first offense, the mandatory minimum is either six months or, if the person completes a treatment and education program approved by the court, three months. For a second offense, the mandatory minimum is either 12 months or, if the offense follows the completion of the treatment and education program for the first offense, 12 months plus the reduction for completing the program. For a third offense, the mandatory minimum is two years. For a fourth or subsequent offense, the mandatory minimum is three years.

The fiscal impact is indeterminate because it is difficult to predict how many individuals would be charged with the violations as a result of the new penalties. An increase in caseload could increase costs. In addition, the statutory tables would need to be updated to reflect the change in penalties.

**Long-Range Fiscal Implications**