

### Fiscal Estimate - 2023 Session

Original     
  Updated     
  Corrected     
  Supplemental

LRB Number <b>23-5562/1</b>	Introduction Number <b>SB-0941</b>
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**Description**  
 solicitation for prostitution 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 Existing Revenues	<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	<b>5. Types of Local Government Units Affected</b>	
<input checked="" type="checkbox"/> Indeterminate	<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	
1. <input type="checkbox"/> Increase Costs	3. <input type="checkbox"/> Increase Revenue	
<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>
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Fiscal Estimate Narratives

CTS 3/11/2024

LRB Number	23-5562/1	Introduction Number	SB-0941	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**