

Fiscal Estimate - 2001 Session

Original Updated Corrected Supplemental

LRB Number 01-2552/1		Introduction Number AB-487	
Subject			
Prohibit taking depositions in alcohol beverage cases			
Fiscal Effect			
State:			
<input checked="" type="checkbox"/> No State Fiscal Effect			
<input type="checkbox"/> Indeterminate			
<input type="checkbox"/> Increase Existing Appropriations	<input type="checkbox"/> Increase Existing Revenues	<input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget	
<input type="checkbox"/> Decrease Existing Appropriations	<input type="checkbox"/> Decrease Existing Revenues	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/> Create New Appropriations		<input type="checkbox"/> Decrease Costs	
Local:			
<input checked="" type="checkbox"/> No Local Government Costs			
<input type="checkbox"/> Indeterminate			
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	5.Types of Local Government Units Affected	
2. <input type="checkbox"/> Decrease Costs		<input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities	
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	<input type="checkbox"/> Counties <input type="checkbox"/> Others	
4. <input type="checkbox"/> Decrease Revenue		<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		
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		Authorized Signature	Date
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Fiscal Estimate Narratives

DOR 09/05/2001

LRB Number	01-2552/1	Introduction Number	AB-487	Estimate Type	Original
Subject					
Prohibit taking depositions in alcohol beverage cases					

Assumptions Used in Arriving at Fiscal Estimate

Under current law, a person who violates the state's alcohol beverage laws may be prosecuted and, if convicted, may be subject to penalties including forfeiture, fine, or imprisonment. A violation that results in a fine or imprisonment is a criminal offense, while a violation that results in forfeiture generally is not.

This bill prohibits pretrial discovery under the rules of civil procedure in any prosecution for a violation of the alcohol beverage laws that may result in the imposition of forfeiture. In a forfeiture proceeding, pretrial discovery may only be conducted to the extent it would be available under the rules of criminal procedure if the matter were a criminal proceeding. Thus, in a prosecution for a violation of the alcohol beverage laws that may result in the imposition of forfeiture, no party may conduct a discovery deposition or serve written interrogatories.

This bill has no effect on state tax revenues. No additional administrative costs are expected.

Long-Range Fiscal Implications