

Fiscal Estimate Narratives

CTS 2/23/2006

LRB Number	05-2072/2	Introduction Number	AB-1033	Estimate Type	Original
Description Authority for an off-duty peace officer to act outside his or her territorial jurisdiction					

Assumptions Used in Arriving at Fiscal Estimate

Current law allows a peace officer who is on duty and on official business to make an arrest or provide assistance outside of his or her territorial jurisdiction, but within the state of Wisconsin, provided certain conditions are met. This bill would expand the authority of an off-duty peace officer to exercise the same authority as an on-duty peace officer, provided that similar conditions are met.

Assuming the expanded authority of an off-duty peace officer leads to new charges or cases being brought before the courts, then the courts may see an increase in their workload. If, however, the expanded authority of an off-duty peace officer leads to charges or cases that would have been brought by other on-duty peace officers, then the courts are unlikely to see any increase in their workload.

It is unknown how many cases will be subject to the terms of this bill. Additional proceedings require additional judge, court reporter, court staff and juror time. Felony proceedings generally require additional court appearances and more court hearings than misdemeanors. These costs are borne by both the state and the county. An accurate estimate of the additional costs is impossible with the data available.

Long-Range Fiscal Implications