

Fiscal Estimate Narratives

CTS 2/7/2006

LRB Number 05s0396/1	Introduction Number ASA1-AB680	Estimate Type Supplemental
Description The jurisdictional amount in small claims actions, the court support services surcharge, and circuit court filing fees		

Assumptions Used in Arriving at Fiscal Estimate

For purposes of illustrating the impact of AB 680, we assumed a shift of 20%, or 10,992 large civil claims, that would instead be filed as small claims. That assumption is used also for purposes of illustrating the impact of ASA 1 to AB 680. The fiscal impact is detailed on the attached spreadsheet.

Long-Range Fiscal Implications

ASA 1 to AB 680: Analysis of Fiscal Effects

Increase of Small Claims Limit from \$5,000 to \$10,000

For purposes of this estimate, it is assumed that 10,992 cases will claim an amount between \$5,000 and \$10,000 and will be subject to the fee provisions of ASA 1 to AB 680.

		Current Law		ASA 1 to AB 680		Net Impact
		Small Claims	Large Claim	Claims Between \$5,000 and \$10,000 (currently large claims)	Claims between \$5,000-\$10,000	
		Single Case	Single Case	10,992 Cases	Single Case	10,992 Cases
Revenue						
	Filing Fee	\$22.00	\$75.00	\$824,400.00	\$75.00	\$824,400.00
	CSSS	\$51.00	\$169.00	\$1,857,648.00	\$169.00	\$1,857,648.00
	JISS	\$12.00	\$12.00	\$131,904.00	\$12.00	\$131,904.00
	Total Collected	\$85.00	\$256.00	\$2,813,952.00	\$256.00	\$2,813,952.00
Distribution						
	County General Fund	\$10.20	\$30.00	\$329,760.00	\$114.50	\$1,258,584.00
	State General Fund	\$52.00	\$200.00	\$2,198,400.00	\$115.50	\$1,269,576.00
	CCAP	\$17.80	\$21.00	\$230,832.00	\$21.00	\$230,832.00
	JIS	\$5.00	\$5.00	\$54,960.00	\$5.00	\$54,960.00
	Total Distributed	\$85.00	\$256.00	\$2,813,952.00	\$256.00	\$2,813,952.00
						\$928,824.00
						(\$928,824.00)
						\$0.00
						\$0.00
						\$0.00

Abbreviations:

- CSSS = Court Support Services Surcharge
- JISS = Justiste Information System Surcharge
- CCAP = Consolidated Court Automation Programs
- JIS = Justice Information Systems

ASA 1 would increase the jurisdictional limits of small claims cases from \$5,000 to \$10,000. Rather than the small claims filing fee (currently \$85.00), it would charge those persons who file claims in which they are seeking between \$5,000 and \$10,000 the same fee that is currently charged for a large civil claim. The distribution of the funds would be changed by allowing the counties to retain 50% (\$84.50) of the Court Support Services Surcharge (CSSS) for those claims. The net effect, assuming there are 10,992 cases impacted by the change in the law, is to decrease state GPR revenues by \$928,824 and increase revenues to the counties by the same amount.