

### Fiscal Estimate - 2007 Session

Original       Updated       Corrected       Supplemental

<b>LRB Number</b> <b>07-0678/1</b>		<b>Introduction Number</b> <b>AB-0200</b>																													
<b>Description</b> Fuel price gouging and providing a penalty																															
<b>Fiscal Effect</b>																															
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DOC/ Sue Loniello (608) 240-5524		Robert Nikolay (608) 240-5405	4/2/2007																												

**Fiscal Estimate Narratives**  
**DOC 4/2/2007**

LRB Number <b>07-0678/1</b>	Introduction Number <b>AB-0200</b>	Estimate Type <b>Original</b>
<b>Description</b> Fuel price gouging and providing a penalty		

**Assumptions Used in Arriving at Fiscal Estimate**

This bill creates a penalty for fuel price gouging. A retailer or wholesaler of petroleum-based fuel, such as gasoline, diesel fuel, or propane who is convicted of intentionally increasing the fuel's price by an amount that exceeds any concurrent increase in the person's purchasing price, production, distribution or operating costs would be guilty of a Class F felony (maximum 7.5 years of confinement and 5 years of extended supervision).

Passage of this legislation will increase the Department's costs if additional offenders are sentenced to prison or placed on community supervision for this new criminal offense. The Department is unable to project the number of offenders who may be subject to the criminal penalties of this bill and is unable to estimate a state fiscal impact.

The FY06 annual cost for an inmate in a DOC institution is approximately \$27,600. However, when there is excess capacity in DOC facilities, the incremental costs (i.e. food, health care and clothing) of housing a small number of inmates is approximately \$4,500, based on FY06 costs. When there is no excess capacity in DOC facilities, as is currently the case, the Department uses contract beds at a rate of \$18,800 annually per person. The cost for community supervision is \$2,000 per year.

A local impact will occur if an offender is sentenced to a jail term under the provisions of this bill. The local fiscal effect of this bill cannot be determined.

**Long-Range Fiscal Implications**