

Fiscal Estimate - 2007 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 07-1673/3	Introduction Number AB-0483
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Description
 Abatement or removal of human health hazards, requirements for certain local health officers, personnel of a local health department, state agency status for certain physicians, community health improvement plans, emergency medical services, requiring the exercise of rule-making authority, and providing penalties

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 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 Costs
<input type="checkbox"/> Decrease Existing Appropriations		
<input type="checkbox"/> Create New Appropriations		

Local:

<input type="checkbox"/> No Local Government Costs		
<input checked="" type="checkbox"/> Indeterminate		
1. <input type="checkbox"/> Increase Costs	3. <input type="checkbox"/> Increase Revenue	5. Types of Local Government Units Affected
<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	

Towns
 Village
 Cities
 Counties
 Others
 School Districts
 WTCS Districts

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 CTS/ Nancy Rottier (608) 267-9733	Authorized Signature Nancy Rottier (608) 267-9733	Date 8/15/2007
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Fiscal Estimate Narratives

CTS 8/15/2007

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Assumptions Used in Arriving at Fiscal Estimate

Assembly Bill 483 substantially revises the statutes affecting human health hazards, local public health officers and emergency medical services.

Two parts of the revised statutes may impact the court system:

(1) there are increased penalties for maintenance of a human health hazard that requires abatement or removal; and

(2) a county, city, village, or town with a local health department may enact an ordinance concerning abatement or removal of a human health hazard that may result in some enforcement action being handled by municipal courts rather than the circuit courts.

Under current law anyone maintaining a human health hazard that requires abatement or removal may be fined not more than \$300 or imprisoned for not more than 90 days or both. This bill increases the potential fine to not more than \$1,000, with imprisonment of not more than 90 days or both. This bill may result in higher fines being imposed, but it is unlikely to impact the number of actions brought before circuit courts nor impact the number of jail days required. There should be a minimal effect on circuit court costs and local jail costs.

This bill also creates a forfeiture action that may be brought against a person who refuses entry by a local health officer in response to a human health hazard. If a county, city, village, or town with a local health department enacts an ordinance concerning abatement or removal of a human health hazard, then this provision may be handled by the municipal court rather than the circuit court.

Fines and forfeitures collected may increase because of the provisions cited above. Under the Wisconsin Constitution, revenue from fines and forfeitures collected by the circuit courts are deposited in the common school fund. Forfeitures collected by municipal courts are retained by the municipality. It is not possible to estimate the potential revenue these fines and forfeitures could generate.

Long-Range Fiscal Implications