

Fiscal Estimate Narratives

DWD 1/30/2009

LRB Number	09-1067/1	Introduction Number	SB-020	Estimate Type	Original
Description Authorizing the circuit court to order a person who engages in discrimination in employment to pay compensatory and punitive damages and a surcharge and making an appropriation					

Assumptions Used in Arriving at Fiscal Estimate

This bill permits a person who has been discriminated against under the Wisconsin Fair Employment Law to bring an action in circuit court to recover compensatory and punitive damages from the party that discriminated against them. The bill also permits the department to sue the discriminating party in circuit court to collect these damages. If damages are awarded in court the court will also charge the discriminating party a surcharge equal to 10% of the damages awarded. This surcharge is ultimately to be paid to the department to be used for enforcement of the Fair Employment Law.

The department anticipates that fewer than 10 cases per year will actually be litigated in circuit court each year and that the surcharge awarded in these cases will generate no more than \$5,000 annually in revenue for the department.

The department doesn't anticipate passage of this bill would result in any increased workload for the department.

The department will incur one-time costs of about \$2,000 to reprint informational brochures on the Fair Employment law to include information on the provisions of this bill.

Local Costs:

Since some discrimination cases are filed against local government units the department anticipates that in a few of those cases local governments will be sued in circuit court and, if the claimant prevails, the local government may be assessed damages. It is not possible, however, to quantify the potential costs local government may face.

Long-Range Fiscal Implications

There are no expected long-range fiscal implications for the department.

Fiscal Estimate Worksheet - 2009 Session

Detailed Estimate of Annual Fiscal Effect

Original
 Updated
 Corrected
 Supplemental

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Description Authorizing the circuit court to order a person who engages in discrimination in employment to pay compensatory and punitive damages and a surcharge and making an appropriation			
I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect): The department will incur about \$2,000 in costs to rewrite and print various informational brochures on the Fair Employment Law to include information on the provisions of this bill.			
II. Annualized Costs:		Annualized Fiscal Impact on funds from:	
		Increased Costs	Decreased Costs
A. State Costs by Category			
State Operations - Salaries and Fringes	\$0	\$0	
(FTE Position Changes)	(0.0 FTE)	(0.0 FTE)	
State Operations - Other Costs	0	0	
Local Assistance	0	0	
Aids to Individuals or Organizations	0	0	
TOTAL State Costs by Category	\$0	\$0	
B. State Costs by Source of Funds			
GPR	0	0	
FED	0	0	
PRO/PRS	0	0	
SEG/SEG-S	0	0	
III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, ets.)			
	Increased Rev	Decreased Rev	
GPR Taxes	\$0	\$0	
GPR Earned	5,000	0	
FED	0	0	
PRO/PRS	0	0	
SEG/SEG-S	0	0	
TOTAL State Revenues	\$5,000	\$0	
NET ANNUALIZED FISCAL IMPACT			
	State	Local	
NET CHANGE IN COSTS	\$0	\$	
NET CHANGE IN REVENUE	\$5,000	\$	
Agency/Prepared By		Authorized Signature	Date
DWD/ Robert Anderson (608) 266-3345		Hector Colon (608) 266-2284	1/30/2009