

Fiscal Estimate - 2017 Session

Original Updated Corrected Supplemental

LRB Number **17-0880/1** Introduction Number **AB-0035**

Description
The number of jurors in criminal cases

Fiscal Effect

State:

- No State Fiscal Effect
- Indeterminate
 - Increase Existing Appropriations
 - Decrease Existing Appropriations
 - Create New Appropriations
 - Increase Existing Revenues
 - Decrease Existing Revenues
 - Increase Costs - May be possible to absorb within agency's budget
 - Yes No
 - Decrease Costs

Local:

- No Local Government Costs
- Indeterminate
 - 1. Increase Costs
 - Permissive Mandatory
 - 2. Decrease Costs
 - Permissive Mandatory
 - 3. Increase Revenue
 - Permissive Mandatory
 - 4. Decrease Revenue
 - Permissive Mandatory
- 5. Types of Local Government Units Affected
 - Towns Village Cities
 - Counties Others
 - School Districts WTCS Districts

Fund Sources Affected **Affected Ch. 20 Appropriations**
 GPR FED PRO PRS SEG SEGS

Agency/Prepared By	Authorized Signature	Date
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Fiscal Estimate Narratives

CTS 1/30/2017

LRB Number	17-0880/1	Introduction Number	AB-0035	Estimate Type	Original
Description The number of jurors in criminal cases					

Assumptions Used in Arriving at Fiscal Estimate

This bill requires all jury trials in criminal cases to have 12-person juries. Under the current statutes, parties may agree in criminal cases to have a jury of less than 12 persons.

According to the latest statistics published on the court system's website, there were 1,642 jury trials in cases involving criminal charges in 2015 and 1,675 jury trials in cases involving criminal charges in 2014. They were broken down into the following categories:
2015 – 966 felony, 463 misdemeanor, and 213 criminal traffic that can be either felony or misdemeanor.
2014 – 897 felony, 436 misdemeanor, and 342 criminal traffic that can be either felony or misdemeanor.
(Data available at: <https://www.wicourts.gov/publications/statistics/circuit/circuitstats.htm>)

Based on annual reports of jury activity for 2014 and 2015 (combined) filed with the court system by each county clerk of circuit court, there were 5 felony cases and 3 misdemeanor or criminal traffic cases that involved juries of less than 12 persons.

Juror costs are borne by the county. The minimum payment per day for a juror is \$16.00, although some counties provide a higher per day payment. Jurors are also reimbursed for their travel costs.

This bill will have no fiscal impact on the state court system and a minimal fiscal impact on the counties.

Long-Range Fiscal Implications