

### Fiscal Estimate - 2017 Session

Original     
  Updated     
  Corrected     
  Supplemental

<b>LRB Number</b> 17-4326/2	<b>Introduction Number</b> SB-446	
<b>Description</b> plans for supervised release of sexually violent persons, representation of sexually violent persons by the state public defender, and making an appropriation		
<b>Fiscal Effect</b>  <b>State:</b> <input type="checkbox"/> No State Fiscal Effect <input checked="" type="checkbox"/> Indeterminate <input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Decrease Existing Revenues <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Create New Appropriations <input type="checkbox"/> Decrease Costs		
<b>Local:</b> <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 <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities 2. <input type="checkbox"/> Decrease Costs      4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts		
<b>Fund Sources Affected</b> <b>Affected Ch. 20 Appropriations</b> <input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS		
<b>Agency/Prepared By</b> DA/ Amanda Mott (608) 261-8404	<b>Authorized Signature</b> James Langdon (608) 264-6109	<b>Date</b> 11/6/2017

## Fiscal Estimate Narratives

DA 11/6/2017

LRB Number	17-4326/2	Introduction Number	SB-446	Estimate Type	Original
<b>Description</b> plans for supervised release of sexually violent persons, representation of sexually violent persons by the state public defender, and making an appropriation					

### Assumptions Used in Arriving at Fiscal Estimate

Under current law, a person who has been found to be a sexually violent person and involuntarily committed to the Department of Health Services for control, care, and treatment, may periodically petition the court for supervised release. If a court determines that supervised release is appropriate, the court must select a county (usually the person's county of residence) to prepare a report that includes prospective residential options for the person within 60 days.

Under this bill, if a court determines that supervised release is appropriate, the court must order the person's county of residence to prepare a report that identifies one appropriate residence for the person. The county must create a temporary committee to prepare the report for the county and, under this bill, the county must prepare the report within 120 days of the order. A county that does not comply violates the person's rights as a patient and the county is subject to enforcement and damages for each violation, and each day beyond the 120 days constitutes a separate violation.

One District Attorney stated this legislation would have significant impact on her county because, as the elected District Attorney, she believes law enforcement would include her in the committee drafting the mandatory report. She estimated the fiscal impact on her county at \$15,000 per year. No other responses were provided. Therefore, the fiscal impact is indeterminate.

### Long-Range Fiscal Implications

The long-range fiscal implications of this legislation on district attorneys offices are indeterminate.