

Fiscal Estimate - 2017 Session

Original Updated Corrected Supplemental

LRB Number 17-1977/1		Introduction Number SB-073	
Description mandatory period of confinement for homicide by intoxicated use of a vehicle and providing a criminal penalty			
Fiscal Effect			
State:			
<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"/> Decrease Existing Appropriations		<input type="checkbox"/> Decrease Existing Revenues	
<input type="checkbox"/> Create New Appropriations		<input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget	
		<input type="checkbox"/> Yes <input type="checkbox"/> No	
		<input type="checkbox"/> Decrease Costs	
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	
<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	
5. Types of Local Government Units Affected			
<input type="checkbox"/> Towns		<input type="checkbox"/> Village	<input type="checkbox"/> Cities
<input type="checkbox"/> Counties		<input type="checkbox"/> Others	
<input type="checkbox"/> School Districts		<input type="checkbox"/> 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		Authorized Signature	Date
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Fiscal Estimate Narratives

DA 2/8/2017

LRB Number	17-1977/1	Introduction Number	SB-073	Estimate Type	Original
Description mandatory period of confinement for homicide by intoxicated use of a vehicle and providing a criminal penalty					

Assumptions Used in Arriving at Fiscal Estimate

This bill provides a mandatory period of 5 years confinement for homicides by intoxicated use of a motor vehicle. A court may order less confinement if the decedent was a passenger in the defendant's car. Data is not readily available as to how frequently the decedent was a passenger in the defendant's automobile.

Generally, the District Attorneys believe that introduction of a mandatory minimum will result in more defendants electing to go to trial rather than plea. Trials are more resource and time intensive than plea hearings. However, creating a mandatory minimum may have a deterrent effect on drunk driving and result in fewer OWI homicides per year. As such, the fiscal effect of this legislation is indeterminate.

Long-Range Fiscal Implications

It is likely that more OWI homicide cases will go to trial, but there may be a reduction in total OWI homicide cases statewide. Long range fiscal impact is indeterminate.