

Fiscal Estimate - 2019 Session

Original Updated Corrected Supplemental

LRB Number 19-2973/2	Introduction Number SB-214	
Description municipal ordinance enforcement and court procedures		
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 checked="" 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 checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Create New Appropriations <input type="checkbox"/> Decrease Costs		
Local: <input type="checkbox"/> No Local Government Costs <input checked="" type="checkbox"/> Indeterminate 1. <input checked="" type="checkbox"/> Increase Costs 3. <input type="checkbox"/> Increase Revenue 5. Types of Local Government Units Affected <input type="checkbox"/> Permissive <input checked="" type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input checked="" type="checkbox"/> Towns <input checked="" type="checkbox"/> Village <input checked="" type="checkbox"/> Cities 2. <input checked="" type="checkbox"/> Decrease Costs 4. <input type="checkbox"/> Decrease Revenue <input checked="" type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> Permissive <input checked="" type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <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		
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Fiscal Estimate Narratives

CTS 7/17/2019

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Description municipal ordinance enforcement and court procedures					

Assumptions Used in Arriving at Fiscal Estimate

This bill changes several substantive and procedural provisions relating to municipal courts. Among the provisions are the following: (1) no longer requiring a municipality to reimburse a county for maintenance of persons in the county house of correction, if that person was confined for reasons other than violation of a municipal ordinance; (2) requiring certification from the chief judge of the judicial administrative district before a joint municipal court can begin operation and proper notice before it can cease operation; (3) requiring the governing body of the municipality to provide an armed guard for all court sessions, unless requested otherwise by the municipal judge; (4) allowing all citations and complaints relating to an operating while intoxicated (OWI) violation that arise from the same incident to be transferred to the circuit court, in the event the defendant requests a jury trial in the action; (5) clarifying the procedures for conducting telephone and audiovisual procedures; and (6) clarifying the procedures for enforcement of judgments and appeals.

This bill does not create new categories of cases and will, for the most part, only impact cases already being brought in municipal and circuit courts. The procedures it creates or amends are likely to result in greater efficiencies in the way municipal court cases are processed.

The citations and complaints that are allowed to be transferred to the circuit courts in certain OWI cases are unlikely to require additional court hearings and resources but will rather be handled simultaneously with the OWI cases being transferred. Therefore, this bill appears that it will have a minimal fiscal impact on the state court system.

Some municipalities may be required to change procedures or their process of organizing their municipal courts, but it is estimated any fiscal impact would be minor. Some municipalities may also have decreased costs because of the efficiencies realized and jail costs avoided.

Long-Range Fiscal Implications