

## MILWAUKEE COUNTY FISCAL NOTE FORM

**DATE:** December 6, 2016

Original Fiscal Note

Substitute Fiscal Note

**SUBJECT:** A resolution establishing a policy for external investigations of deaths that occur under certain circumstances at the Milwaukee County House of Correction and the Milwaukee County Jail.

**FISCAL EFFECT:**

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| <input checked="" type="checkbox"/> No Direct County Fiscal Impact<br><input checked="" type="checkbox"/> Existing Staff Time Required<br><input type="checkbox"/> Increase Operating Expenditures<br>(If checked, check one of two boxes below)<br><input type="checkbox"/> Absorbed Within Agency's Budget<br><input type="checkbox"/> Not Absorbed Within Agency's Budget<br><input type="checkbox"/> Decrease Operating Expenditures<br><input type="checkbox"/> Increase Operating Revenues<br><input type="checkbox"/> Decrease Operating Revenues | <input type="checkbox"/> Increase Capital Expenditures<br><input type="checkbox"/> Decrease Capital Expenditures<br><input type="checkbox"/> Increase Capital Revenues<br><input type="checkbox"/> Decrease Capital Revenues<br><input type="checkbox"/> Use of contingent funds |
|--|--|

*Indicate below the dollar change from budget for any submission that is projected to result in increased/decreased expenditures or revenues in the current year.*

	Expenditure or Revenue Category	Current Year	Subsequent Year
<b>Operating Budget</b>	Expenditure	\$0	\$0
	Revenue	\$0	\$0
	Net Cost	\$0	\$0
<b>Capital Improvement Budget</b>	Expenditure	\$0	\$0
	Revenue	\$0	\$0
	Net Cost	\$0	\$0

DESCRIPTION OF FISCAL EFFECT

In the space below, you must provide the following information. Attach additional pages if necessary.

- A. Briefly describe the nature of the action that is being requested or proposed, and the new or changed conditions that would occur if the request or proposal were adopted.
- B. State the direct costs, savings or anticipated revenues associated with the requested or proposed action in the current budget year and how those were calculated. <sup>1</sup> If annualized or subsequent year fiscal impacts are substantially different from current year impacts, then those shall be stated as well. In addition, cite any one-time costs associated with the action, the source of any new or additional revenues (e.g. State, Federal, user fee or private donation), the use of contingent funds, and/or the use of budgeted appropriations due to surpluses or change in purpose required to fund the requested action.
- C. Discuss the budgetary impacts associated with the proposed action in the current year. A statement that sufficient funds are budgeted should be justified with information regarding the amount of budgeted appropriations in the relevant account and whether that amount is sufficient to offset the cost of the requested action. If relevant, discussion of budgetary impacts in subsequent years also shall be discussed. Subsequent year fiscal impacts shall be noted for the entire period in which the requested or proposed action would be implemented when it is reasonable to do so (i.e. a five-year lease agreement shall specify the costs/savings for each of the five years in question). Otherwise, impacts associated with the existing and subsequent budget years should be cited.
- D. Describe any assumptions or interpretations that were utilized to provide the information on this form.

- A. This resolution, if adopted, establishes a policy for external investigations of deaths that occur at the Milwaukee County House of Correction (HOC) and the Milwaukee County Jail (Jail). The resolution directs the HOC and Jail to follow the statutory procedure outlined in Wis. Stat. § 175.47 for external investigations of deaths at its facility whenever deaths therein involve inmate-on-inmate assaults, staff use-of-force or unexplained or suspicious circumstances.
- B. No direct costs are associated with adoption of this resolution, but existing staff time may be utilized to implement the policy and provide a report to the County Board. Typically law enforcement agencies utilize a mutual assistance method for external investigations, i.e., an outside law enforcement agency would conduct the investigation at no cost to the county with the expectation that the county would return the assistance.
- C. No budgetary impact is expected in this year or future years if external investigations continue to be conducted through the mutual assistance method.
- D. It is assumed that if an external investigation is necessary, the HOC and Office of the Sheriff will be able to utilize a mutual assistance method to conduct the investigation resulting in no cost to the county.

Department/Prepared By Erica Hayden, Research & Policy Analyst, Office of the Comptroller

Authorized Signature *Erica Hayden*

Did DAS-Fiscal Staff Review?  Yes  No

Did CBBDP Review?<sup>2</sup>  Yes  No  Not Required

<sup>1</sup> If it is assumed that there is no fiscal impact associated with the requested action, then an explanatory statement that justifies that conclusion shall be provided. If precise impacts cannot be calculated, then an estimate or range should be provided.

<sup>2</sup> Community Business Development Partners' review is required on all professional service and public work construction contracts.