



SF 119 – Animals-Domestic Abuse Restraints (LSB1461SV)
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Fiscal Note Version – New
Requested by Senator Keith A. Kreiman

Description

Senate File 119 permits persons filing a protective order for domestic abuse to specify certain animals that may be affected by the abuse. The Bill permits the Court to grant the petitioner the exclusive care, possession, or control of the animals.

Background

Correctional and Fiscal Information

1. Violations of protective orders or no-contact orders are punished by contempt proceedings.
2. Under current law, convicted offenders are required to serve seven days in the county jail. Counties fund county jail operations.
3. There were 23,615 no-contact, protective, or temporary protective orders issued in FY 2008, and 23,011 such orders issued in FY 2007. The majority of these orders were for domestic abuse cases.
4. It is not known how many of the petitioners have animals, or if they do, how many of the petitioners would include the animals on the petition.
5. Court costs for contempt proceedings are approximately \$100 per case. This amount includes the salary costs of a magistrate or District Associate Judge, plus a court attendant and Clerk of Court staff.

Assumption

The marginal cost per day for county jails is approximately \$15 per inmate.

Summary of Impacts

Correctional Impact

It is not possible to predict the number of convictions under the Bill. Therefore, it is not possible to estimate the number of offenders held in the county jails.

Fiscal Impact

It is not possible to estimate the fiscal impact to local jails and courts because the number of offenders is unknown. However, one conviction under the Bill will cost the State \$100 in court costs. Holding one offender in county jail for seven days is estimated to cost the county \$105.

Sources

Criminal and Juvenile Justice Planning Division of the Department of Human Rights,
Judicial Branch

/s/ Holly M. Lyons

February 11, 2009

The fiscal note for this bill was prepared pursuant to [Joint Rule 17](#) and the correctional and minority impact statements were prepared pursuant to [Section 2.56, Code of Iowa](#). Data used in developing this fiscal note, including correctional and minority impact information, is available from the Fiscal Services Division of the Legislative Services Agency upon request.
