



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

SPONSOR'S REBUTTAL TO FISCAL NOTE

House Bill Number: 457 **Date Prepared:** 2-15-2023

Short Title: *Criminalize use of date rape drugs*

Sponsor: *Rep. Alice Buckley*

Generally, why do you disagree with the fiscal note?

The fiscal note assumes every sex assault case will include a toxicology report but the intention of the bill is to define assault if an individual is roofie-ed, even if they are not sexually assaulted. Individuals who are roofie-ed may not be sexually assaulted, and individuals who are sexually assaulted may not be roofied so it is inaccurate to assume every sex assault case will have the added \$300.

Specifically, what in the fiscal note do you feel is flawed?

(Describe specific assumptions, calculations, technical issues, etc.)

It is inaccurate to 1) assume every sex assault case will have a toxicology report and 2) that every toxicology report will be paid for by the DOJ.

The intention of the bill is to criminalize the use of date-rape drugs, even if sexual assault is not perpetrated.

What is your estimate of the fiscal impact?

I assume there will be 110 individuals who are sexually assaulted and request a toxicology report and are not paying out of pocket or are utilizing county funds. $110 \times \$300 = \$33k$

Sponsor Signature: *Alice Buckley*