

 **99hr\_AC-JPP\_ab0846\_pt01**



(FORM UPDATED: 08/11/2010)

## **WISCONSIN STATE LEGISLATURE ... PUBLIC HEARING - COMMITTEE RECORDS**

**1999-00**

(session year)

**Assembly**

(Assembly, Senate or Joint)

**Committee on ... Judiciary and Personal Privacy  
(AC-JPP)**

### **COMMITTEE NOTICES ...**

- Committee Reports ... **CR**
- Executive Sessions ... **ES**
- Public Hearings ... **PH**

### **INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL**

- Appointments ... **Appt** (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... **CRule** (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)
  - (**ab** = Assembly Bill)                      (**ar** = Assembly Resolution)                      (**ajr** = Assembly Joint Resolution)
  - (**sb** = Senate Bill)                              (**sr** = Senate Resolution)                              (**sjr** = Senate Joint Resolution)
- Miscellaneous ... **Misc**

## Assembly

### Record of Committee Proceedings

#### **Committee on Judiciary and Personal Privacy**

##### **Assembly Bill 846**

Relating to: payment of judgments in traffic cases and in municipal court and the suspension of operating privileges.

By Representatives Jeskewitz, Riley, La Fave, Klusman, Vrakas, Miller, Coggs, Musser, Ainsworth, Owens, Albers, F. Lasee, Ryba, Staskunas, Boyle and J. Lehman; cosponsored by Senators Moore, Roessler, Plache and Darling.

March 10, 2000      Referred to committee on Judiciary and Personal Privacy.

March 16, 2000      **PUBLIC HEARING HELD**

Present:    (9)      Representatives Huebsch, Gundrum, Walker,  
Suder, Grothman, Sherman, Colon, Hebl and  
Staskunas.

Excused:   (0)      None.

##### Appearances for

- Representative Sue Jeskewitz, 24th Assembly District
- John Anderson, Campaign for New Hope and a Sustainable Milwaukee
- Julie Kirksick, Campaign for New Hope and a Sustainable Milwaukee
- Dwight Lathon, Campaign for New Hope and a Sustainable Milwaukee
- David Pifer, Legal Action of Wisconsin
- Bob Anderson, WI Council on Children and Families

##### Appearances against

- None.

##### Appearances for Information Only

- Judge Gary Carlson, Taylor County

##### Registrations for

- Senator Gwen Moore, 4th Senate District

##### Registrations against

- None.

March 16, 2000      **EXECUTIVE SESSION**

Present: (9) Representatives Huebsch, Gundrum, Walker,  
Suder, Grothman, Sherman, Colon, Hebl and  
Staskunas.

Excused: (0) None.

Moved by Representative Hebl, seconded by Representative  
Staskunas, that **Assembly Bill 846** be recommended for passage.

Ayes: (9) Representatives Huebsch, Gundrum, Walker,  
Suder, Grothman, Sherman, Colon, Hebl and  
Staskunas.

Noes: (0) None.

Excused:(0) None.

PASSAGE RECOMMENDED, Ayes 9, Noes 0, Excused 0

A handwritten signature in black ink, appearing to read "Robert Delaporte", is written over a horizontal line.

Robert Delaporte  
Committee Clerk

# Vote Record

## Assembly Committee on Judiciary and Personal Privacy

Date: 3-16-09  
Moved by: Hebl Seconded by: Stask.  
AB: 846 Clearinghouse Rule: \_\_\_\_\_  
AB: \_\_\_\_\_ SB: \_\_\_\_\_ Appointment: \_\_\_\_\_  
AJR: \_\_\_\_\_ SJR: \_\_\_\_\_ Other: \_\_\_\_\_  
A: \_\_\_\_\_ SR: \_\_\_\_\_

A/S Amdt: \_\_\_\_\_  
A/S Amdt: \_\_\_\_\_ to A/S Amdt: \_\_\_\_\_  
A/S Sub Amdt: \_\_\_\_\_  
A/S Amdt: \_\_\_\_\_ to A/S Sub Amdt: \_\_\_\_\_  
A/S Amdt: \_\_\_\_\_ to A/S Amdt: \_\_\_\_\_ to A/S Sub Amdt: \_\_\_\_\_

Be recommended for:

- ☒ Passage  
☐ Introduction  
☐ Adoption  
☐ Rejection

- ☐ Indefinite Postponement  
☐ Tabling  
☐ Concurrence  
☐ Nonconcurrence  
☐ Confirmation

### Committee Member

Rep. Michael Huebsch, Chair  
Rep. Mark Gundrum  
Rep. Scott Walker  
Rep. Scott Suder  
Rep. Glenn Grothman  
Rep. Gary Sherman  
Rep. Pedro Colon  
Rep. Tom Hebl  
Rep. Tony Staskunas

Aye	No	Absent	Not Voting
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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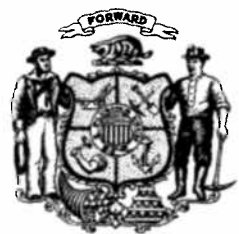
Totals: 8 1 \_\_\_\_\_

☒ Motion Carried

☐ Motion Failed



# WISCONSIN STATE LEGISLATURE



TESTIMONY ON INSTALLMENT PAYMENT PLANS  
REPRESENTATIVE SUE JESKEWITZ  
MARCH 16, 2000

Thank you Representative Huebsch and members of the Judiciary and Personal Privacy Committee for giving this bill such a prompt hearing and for allowing me to testify.

Assembly Bill 846 requires that judges offer a payment plan to a defendant who has proven to the court that he/she is unable to pay. The court already has established procedures to determine this. The payment amounts and schedule will be based on the defendant's income and ability to pay.

In the drafting of this bill, we consulted with both the municipal judges and the circuit judges associations. The municipal judge that we worked with said that many of their judges are offering installment plans **if a defendant asks for it**.

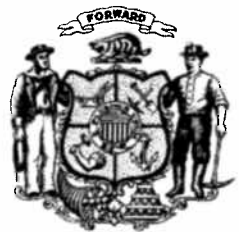
Currently if someone gets a large fine and knows that they can not pay the fine, they see no reason to go to court. The option of payment plans should persuade more people to come to court to work out a way to get the citation cleared. Being able to pay a large sum in smaller amounts will encourage more people to pay their fines.

Assembly Bill 846 is a common sense bill that is profitable for every party involved. The court gets the fine paid and the defendant gets to honestly work on clearing his/her record. I encourage you to support this bill in committee and quickly get it to the floor.

Thank you again for this opportunity to show my support for Assembly Bill 846.



# WISCONSIN STATE LEGISLATURE



# State Senator GWENDOLYNNE MOORE



**Capitol Office:**  
P. O. Box 7882, Madison, WI 53707-7882  
Phone: (608) 266-5810 Fax: (608) 267-2353  
**District Telephone:** (414) 442-3080  
**Toll-free Legislative Hotline:** 1-800-362-9472  
**E-Mail:** sen.moore@legis.state.wi.us  
**Member:** Joint Finance Committee  
**Board Member:** Wisconsin Housing and  
Economic Development Authority

## MEMORANDUM

**TO:** Members of the Assembly Committee on Judiciary and Personal Privacy  
**FROM:** Senator Gwendolynne S. Moore  
**DATE:** March 16, 2000  
**SUBJECT:** Registering support for AB 846 relating to payment of judgments in traffic cases and in municipal court and the suspension of operating privileges

Due to a scheduling conflict, I am unable to appear before the Assembly Committee on Judiciary and Personal Privacy to express my support for AB 846. I am the author of the Senate companion bill to AB 846, and I want to thank the Committee for scheduling such a prompt hearing.

AB 846 would provide greater flexibility to poor individuals when paying court ordered forfeitures and penalty assessments. The bill would change current law in the following ways:

- AB 846 requires the court to inform the defendant that they must notify the court if they cannot pay a judgement due to poverty.
- If the court determines that the defendant is unable to pay the judgement because of poverty, the court may not suspend the defendant's license or imprison them without first providing the option of paying the judgement through an installment plan.
- However, if the defendant defaults on the payment schedule, the judge may impose the sentence for the initial offense.
- The defendant may use this installment option once. If a payment is not received, the option to pay the remaining balance through installments is no longer available.

In drafting this bill, Representative Jeskewitz and I consulted with municipal and circuit court judges as well as attorneys with Legal Action of Wisconsin. We believe this legislation will better encourage individuals to pay their fines while preventing them from having their license suspended unnecessarily.

I encourage Committee members to support this bill and pass it on to the full Assembly.