

2005 DRAFTING REQUEST

Bill

Received: 07/26/2005

Received By: mlief

Wanted: As time permits

Identical to LRB:

For: Joan Ballweg (608) 266-8077

By/Representing: vince

This file may be shown to any legislator: NO

Drafter: mlief

May Contact:

Addl. Drafters:

Subject: Courts - costs and fees

Extra Copies:

Submit via email: YES

Requester's email: Rep.Ballweg@legis.state.wi.us

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Increasing jurisdictional amount in small claims actions

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mlief 07/26/2005	wjackson 07/29/2005		_____			S&L
/1			pgreensl 07/29/2005	_____	sbasford 07/29/2005	sbasford 08/01/2005	

FE Sent For:

<END>

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/?	mlief						
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1 mlj 7/29

[Handwritten signature]

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<END>

FE Sent For:

Lief, Madelon

From: Mathy, Michael
Sent: Monday, July 25, 2005 2:32 PM
To: Lief, Madelon
Subject: LRB 2876

Lonnie:

Rep. Montgomery would like to grant Rep. Ballweg and her staff access to LRB 2876. They will be taking the lead on this legislation. Any questions, please let me know.

Sincerely,

Mike Mathy
Legislative Assistant
Office of Rep. Phil Montgomery
129 W, State Capitol
608-266-5841
888-534-0004

2876 - Vince Rep Ballweg
Rep Montgomery
\$10,000

7/25 - Called Vince several days after
request. Still no contact from
Rep. Montgomery's office.



2005 BILL

Due
8/2

D-N ✓

Reagen

1 AN ACT to amend 799.01 (1) (c), 799.01 (1) (d) (intro.) and 799.01 (2) of the
2 statutes; relating to: increasing the jurisdictional amount in small claims
3 court.

10,000
Analysis by the Legislative Reference Bureau
This bill increases the jurisdictional limit in small claims actions from \$5,000
to ~~\$7,500~~ ^{10,000}.
For further information see the *state and local* fiscal estimate, which will be
printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 SECTION 1. 799.01 (1) (c) of the statutes is amended to read:
5 799.01 (1) (c) *Replevins*. Actions for replevin under ss. 810.01 to 810.13 where
6 the value of the property claimed does not exceed \$5,000 ~~\$7,500~~ ^{10,000}.

7 SECTION 2. 799.01 (1) (d) (intro.) of the statutes is amended to read:
8 799.01 (1) (d) *Other civil actions*. (intro.) Other civil actions where the amount
9 claimed is \$5,000 ~~\$7,500~~ ^{10,000} or less, if the actions or proceedings are:

Keep
scored
"4" \$

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

3418/ldn
LRB-2876/ldn
MJL:wlj:pg

April 27, 2005

Please note the following:

1. Attorney fees under s. 814.04 (1) (a) are tied to the jurisdictional amount under s. 799.01 (1) (d). I assume that you did not want to change the amount of attorney fees that are recoverable.
2. Section 814.85 (1) (b) imposes a \$169 court support services surcharge if the amount claimed exceeds the jurisdictional amount under s. 799.01 (1) (d). The increase in the jurisdictional amount may result in fewer surcharges being imposed.
3. I delayed the bill's effective date by three months to give the general public some notice of the changes in the jurisdictional amount.

Madelon J. Lief
Senior Legislative Attorney
Phone: (608) 267-7380

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3418/1dn
MJL:wlj:pg

July 29, 2005

Please note the following:

1. Attorney fees under s. 814.04 (1) (a) are tied to the jurisdictional amount under s. 799.01 (1) (d). I assume that you did not want to change the amount of attorney fees that are recoverable.
2. Section 814.85 (1) (b) imposes a \$169 court support services surcharge if the amount claimed exceeds the jurisdictional amount under s. 799.01 (1) (d). The increase in the jurisdictional amount may result in fewer surcharges being imposed.
3. I delayed the bill's effective date by three months to give the general public some notice of the changes in the jurisdictional amount.

Madelon J. Lief
Senior Legislative Attorney
Phone: (608) 267-7380

Barman, Mike

From: Williams, Vincent
Sent: Friday, July 29, 2005 12:51 PM
To: LRB.Legal
Subject: Draft review: LRB 05-3418/1 Topic: Increasing jurisdictional amount in small claims actions

It has been requested by <Williams, Vincent> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB 05-3418/1 Topic: Increasing jurisdictional amount in small claims actions