

2007 DRAFTING REQUEST

Bill

Received: 01/24/2007

Received By: rnelson2

Wanted: As time permits

Identical to LRB:

For: Daniel LeMahieu (608) 266-9175

By/Representing:

This file may be shown to any legislator: NO

Drafter: rnelson2

May Contact:

Addl. Drafters:

Subject: Courts - costs and fees

Extra Copies:

Submit via email: YES

Requester's email: Rep.LeMahieu@legis.wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Debt collection of circuit court forfeitures

Instructions:

See Attached 05 AB152, with amd and change 20% to all collections and 30% only to those 180 days or older as of the date of enactment, and only for collections within one year of enactment

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>
/?	rnelson2 02/01/2007	lkunkel 02/20/2007					S&L
/1			pgreensl 02/20/2007		cduerst 02/20/2007	lparisi 04/05/2007	

FE Sent For: "/1" @ intro. 1-10-08 <END>

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/?	rnelson2	1/mk 2/20	2/20 P8	2/20 P8			
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FE Sent For:

<END>

**ASSEMBLY AMENDMENT 2,
TO 2005 ASSEMBLY BILL 152**

November 8, 2005 – Offered by Representative LEMAHIEU.

1 At the locations indicated, amend the bill as follows: ✓

2 **1.** Page 2, line 7: delete “imposed” and substitute “that are uncollected”.

3 (END)

2/21

per requester 1670/1

2005 ASSEMBLY BILL 152

March 3, 2005 - Introduced by Representatives LEMAHIEU, VRUWINK, HAHN, BIES, GUNDERSON, NASS, LEHMAN, JESKEWITZ, STASKUNAS, VOS, STRACHOTA, TOWNSEND, OTT, BALLWEG, GOTTLIEB, VAN ROY, GRONEMUS, MOULTON, ALBERS, HUNDERTMARK and KREIBICH, cosponsored by Senators GROTHMAN, BROWN and ROESSLER. Referred to Committee on Urban and Local Affairs.

Rebo

LPS PDPWF

1 AN ACT *to amend* 59.25 (3) (j) of the statutes; **relating to:** collection of fines and
2 forfeitures by counties. ✓

unrelated to transportation ordinance violations

Analysis by the Legislative Reference Bureau

Under current law, if a circuit court imposes a fine or forfeiture on a person for violating a state law or local ordinance unrelated to transportation, the clerk of circuit court collects the amount owed and pays that amount to the county treasurer. ✓ The county treasurer, in turn, pays 90 percent of the fine and forfeiture money to the state, but is permitted to retain 10 percent of the money as administrative fees. ✓

This bill allows the county to retain 20 percent of fines and forfeitures that are collected ~~within 120 days of being imposed~~ and 30 percent of ~~such~~ fines and forfeitures that ~~are collected after 120 days of being imposed~~. ^{were} those

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

date of the bill at least 180 days before the effective date
The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 SECTION 1. 59.25 (3) (j) of the statutes is amended to read:

4 59.25 (3) (j) Retain 10% for 20 percent of fines and forfeitures collected within
5 120 days of being imposed and 30 percent of fines and forfeitures collected after 120

ASSEMBLY BILL 152

SECTION 1

1 ~~days of being imposed~~ as fees in for receiving and paying into the state treasury all
 2 money received by the treasurer for the state for fines and forfeitures, except that
 3 50% ^{insert 2-3} ~~but~~ retain 50 percent of the state forfeitures and fines under chs. 341 to 347, 349,
 4 and 351 shall be retained as fees and retain the other fees for receiving and paying
 5 money into the state treasury that are prescribed by law.

SECTION 2. Initial applicability.

6
 7 (1) This act first applies to fines and forfeitures ^{that are uncollected} ~~imposed~~ on the effective date
 8 of this subsection.

SECTION 3. Effective date.

9
 10 (1) This act takes effect on the first day of the 4th month beginning after
 11 publication.

(END)

**2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1670/?ins
RPN:.....

1 insert 2-3:

2 *NA* , retain 30 percent of the fines and forfeitures collected within one year after the
3 effective date of this paragraph... [revisor inserts date], that were imposed at least
4 180 days before the effective date of this paragraph... [revisor inserts date].

Parisi, Lori

From: Grothman, Jeffrey
Sent: Thursday, April 05, 2007 1:20 PM
To: LRB.Legal
Subject: Draft Review: LRB 07-1670/1 Topic: Debt collection of circuit court forfeitures

Please Jacket LRB 07-1670/1 for the ASSEMBLY.