

2013 Assembly Bill 33 (LRB -1119)

An Act to amend 302.372 (6) (a) of the statutes; relating to: extending the time period for counties to seek reimbursement from prisoners for expenses associated with confinement in jail. (FE)

2013

02-18. A. Introduced by Representatives **Endsley, Kestell, Knodl, T. Larson, A. Ott, Bies, Nass, Stone, Ballweg, Kleefisch, LeMahieu, Stroebel and Marklein**; cosponsored by Senators **Leibham, Kedzie, Gudex and Schultz**. 43

02-18. A. Read first time and referred to Committee on Corrections 43

02-20. A. Representative **Jacque** added as a coauthor 47

03-11. A. Fiscal estimate received

04-04. A. Public hearing held

05-23. A. Assembly Substitute Amendment 1 offered by Representative **Endsley (LRB s0060)** 188

05-30. A. Executive action taken

05-31. A. Report Assembly Substitute Amendment 1 adoption recommended by Committee on Corrections, Ayes 5, Noes 2 194

05-31. A. Report passage as amended recommended by Committee on Corrections, Ayes 5, Noes 2 194

05-31. A. Referred to Committee on Rules 194

06-10. A. Placed on calendar 6-12-2013 by Committee on Rules

06-12. A. Read a second time 221

06-12. A. Assembly Substitute Amendment 1 adopted 221

06-12. A. Ordered to a third reading 221

06-12. A. Rules suspended 221

06-12. A. Read a third time and **passed** 221

06-12. A. Ordered immediately messaged 221

06-13. S. Received from Assembly 270

06-14. S. Read first time and referred to committee on Judiciary and Labor 273

2014

03-12. S. Senate Amendment 1 offered by Senator **Leibham (LRB a2101)** 768

03-13. S. Executive action taken

03-14. S. Report adoption of Senate Amendment 1 recommended by Committee on Judiciary and Labor, Ayes 5, Noes 0 778

03-14. S. Report concurrence as amended recommended by Committee on Judiciary and Labor, Ayes 5, Noes 0 778

03-14. S. Available for scheduling

03-14. S. Placed on calendar 3-18-2014 pursuant to Senate Rule 18(1) 779

03-18. S. Senate Amendment 2 offered by Senator **Erpenbach (LRB a2161)** 783

03-18. S. Senate Amendment 2 withdrawn and returned to author 784

03-18. S. Read a second time 790

03-18. S. Senate Amendment 1 adopted 790

03-18. S. Ordered to a third reading 790

03-18. S. Rules suspended 790

03-18. S. Read a third time and **concurred in** as amended 790

03-18. S. Ordered immediately messaged 790

03-18. A. Received from Senate amended and concurred in as amended (Senate Amendment 1 adopted) 749

03-18. A. Referred to committee on Rules 751

03-18. A. Made a special order of business at 10:02 AM on 3-20-2014 pursuant to Assembly Resolution 28 766

03-20. A. Senate Amendment 1 **concurred in**

03-20. A. Action ordered immediately messaged

2013
ENROLLED BILL

13en A B-33

ADOPTED DOCUMENTS:

Orig Engr A SubAmdt 1 13 S 0060,1

Amendments to above (if none, write "NONE"): SA1 — a. 2101/1

Corrections - show date (if none, write "NONE"): None

Topic Rel

3-27-14 J R Miller
Date Enrolling Drafter



**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 33**

May 22, 2013 – Offered by Representative ENDSLEY.

1 **AN ACT to amend** 302.372 (2) (d) and 302.372 (6) (a); and **to create** 302.372 (7)
2 of the statutes; **relating to:** extending the time period for counties to seek
3 reimbursement from prisoners for expenses associated with confinement in
4 jail.

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

5 **SECTION 1.** 302.372 (2) (d) of the statutes is amended to read:
6 302.372 (2) (d) The jailer or the county shall choose, for each prisoner, whether
7 to seek reimbursement under this section or as otherwise provided in chs. 301 to 303,
8 but may not collect for the same expenses twice. The jailer or the county may choose
9 to seek reimbursement for the expenses under sub. (2) (a) using the method under
10 sub. (5), using the method under sub. (6), or certifying the expenses as a debt
11 pursuant to s. 71.935 (2) under sub. (7), or a combination of ~~both~~ methods, but may
12 not seek reimbursement for the same expenses twice.

1

SECTION 2. 302.372 (6) (a) of the statutes is amended to read:

INS. SAI-1

2

302.372 (6) (a) ~~Within 12~~ Except as provided in sub. (7), within 24 months after

3

the release of a prisoner from jail, the county where the jail is located shall commence

4

a civil action in circuit court to obtain a judgment for the expenses under sub. (2) (a)

5

or be barred. The jailer shall provide any assistance that the county requests related

6

to an action under this subsection.

INS. SAI-2

7

SECTION 3. 302.372 (7) of the statutes is created to read:

INS. SAI-3

8

302.372 (7) DEBT CERTIFICATION TO OBTAIN REIMBURSEMENT. The county where

9

the jail is located may obtain reimbursement by proceeding under s. 71.935 and

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certifying as a debt pursuant to s. 71.935 (2), within 24 months after the release of

INS. SAI-

11

a prisoner from jail, the amount of expenses incurred by the county under sub. (2)

12

(a). Any money obtained as the result of an action commenced under this subsection

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shall be deposited in the county treasury.

(END)

14

INS. SAI-5



**SENATE AMENDMENT 1,
TO ASSEMBLY BILL 33**

March 12, 2014 – Offered by Senator LEIBHAM.

1 At the locations indicated, amend the bill, as shown by assembly substitute
2 amendment 1, as follows:

3 **1.** Page 2, line 2: delete “~~Within 12~~ Except as provided in sub. (7), within 24”
4 and substitute “Within Except as provided in par. (am) or sub. (7), within 12”.

SAI-1

5 **2.** Page 2, line 6: after that line insert:

SAI-2

6 **SECTION 2m.** 302.372 (6) (am) of the statutes is created to read:
7 302.372 (6) (am) Except as provided in sub. (7), within 24 months after the
8 release of a prisoner from jail, the county where the jail is located shall commence
9 a civil action in circuit court to obtain a judgment for the medical expenses associated
10 with the prisoner under sub. (2) (a) or be barred. The jailer shall provide any
11 assistance that the county requests related to an action under this subsection.”

12 **3.** Page 2, line 8: delete “The” and substitute “(a) Except as provided in par.
13 (b), the”.

SAI-3

