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## State of Misconsin 2013 - 2014 LEGISLATURE



## 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:

**Section 1.** 302.372 (2) (d) of the statutes is amended to read:

302.372 (2) (d) The jailer <u>or the county</u> shall choose, for each prisoner, whether to seek reimbursement under this section or as otherwise provided in chs. 301 to 303, but may not collect for the same expenses twice. The jailer <u>or the county</u> may choose to seek reimbursement for the expenses under sub. (2) (a) using the method under sub. (5), <u>using</u> the method under sub. (6), <u>or certifying the expenses as a debt pursuant to s. 71.935 (2) under sub. (7)</u>, or a combination of both methods, but may not seek reimbursement for the same expenses twice.

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

302.372 (6) (a) Within 12 Except as provided in sub. (7), within 24 months after the release of a prisoner from jail, the county where the jail is located shall commence a civil action in circuit court to obtain a judgment for the expenses under sub. (2) (a) or be barred. The jailer shall provide any assistance that the county requests related to an action under this subsection.

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

302.372 (7) Debt certification to obtain reimbursement. The county where the jail is located may obtain reimbursement by proceeding under s. 71.935 and certifying as a debt pursuant to s. 71.935 (2), within 24 months after the release of a prisoner from jail, the amount of expenses incurred by the county under sub. (2) (a). Any money obtained as the result of an action commenced under this subsection shall be deposited in the county treasury.

14 (END)