

1999 DRAFTING REQUEST

Bill

Received: 01/8/99

Received By: shoveme

Wanted: As time permits

Identical to LRB:

For: Gregory Huber (608) 266-0654

By/Representing: Matt

This file may be shown to any legislator: NO

Drafter: shoveme

May Contact:

Alt. Drafters:

Subject: Munis - miscellaneous Counties

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Unclaimed funds in a public treasury

Instructions:

Amend s. 59.66 (2) (a) 1. such that the list of names of persons for whom a muni or county officer, or clerk of court, holds money or securities, which must be published every other year, must include only persons for whom at least \$10 is being held

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>
/1	shoveme 01/12/99	wjackson 01/13/99	jfrantze 01/13/99	_____	lrb_docadmin 01/13/99	lrb_docadminLocal 03/10/99	

FE Sent For:

03-22-99

<END>

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1?	shoveme	1 WLJ 1/13	Jb 1/13	Jb / lp 1/13			
11 MES	1/12/99	1 1/13 Jg					

FE Sent For:

<END>



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-1665/1

MES.../...

WLS  
JG + RMR

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

glen

1

AN ACT... relating to: the disposition of unclaimed funds in a public treasury

*Analysis by the Legislative Reference Bureau*

Under current law, each city, village, town or county officer and each clerk of court is required to file with the treasurer of his or her county a report giving the names and last-known addresses of all persons for whom the officer or clerk holds money or security that has not been claimed for at least one year. The report must also specify the amount of the money or the nature of the security being held. The treasurer is required to publish a class 3 notice that states the names and last-known addresses of the owners of such money or security. If no claims are made for the money or security within ~~6~~<sup>six</sup> months after the publication of the notice, the money or security is turned over to the county treasurer. After the treasurer has the money or security in his or her possession or control for more than one year, the treasurer must deposit the money or security, to the extent possible, in the county's general revenue fund. If within ~~10~~<sup>ten</sup> years of the treasurer's receipt of the money or security the owner proves his or her right to the money or security to the treasurer, the treasurer must pay or deliver the money or security to the owner, even if the money or security has been deposited into the county's general revenue fund. If the owner does not claim the property within ~~10~~<sup>ten</sup> years, the money or security becomes the money or security of the county.

Under this bill, the class 3 notice that is published need contain only the names and last-known addresses of the owners of such money or security that has a value of at least \$10~~00~~. If no claims are made within ~~6~~<sup>six</sup> months after the publication of the notice, the money or security with a value of less than \$10~~00~~ is also turned over to the county treasurer and is otherwise treated the same way as is money or security that has a value of at least \$10~~00~~.

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

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

1           SECTION 1. 59.66 (2) (a) 1. of the statutes is amended to read:

2           59.66 (2) (a) 1. On or before January 10 of every odd-numbered year, each  
3 officer of a municipality and county, and each clerk of every court of record, shall file  
4 with the treasurer of that person's county a written report under oath giving the  
5 names and the last-known addresses of all persons for whom any such officer or clerk  
6 holds money or security, and which has not been claimed for at least one year, and  
7 showing the amount of the money or the nature of the security in detail. A duplicate  
8 report shall also be mailed to the department of financial institutions. Upon  
9 receiving the reports the treasurer shall cause to be published a class 3 notice, under  
10 ch. 985, on or before February 1 of the same year, which contains the names and  
11 last-known addresses of the owners of the unclaimed money or security that has a  
12 value of at least \$10,00, and shall state that unless the owners call for and prove their  
13 ownership of the money or security, within 6 months from the time of the completed  
14 publication, the treasurer will take possession or control of the money or security.  
15 At the end of the 6 months from the time of the completed publication, the treasurer  
16 shall also take possession or control of all money or security of persons for whom an  
17 officer of a municipality and county, and each clerk of every court of record, holds  
18 money or security, and which has not been claimed for at least one year, if the money  
19 or security has a value of less than \$10,00.

20           History: 1995 a. 201 ss. 400, 458 to 462; 1995 a. 225 ss. 171, 172; 1997 a. 35.

(END)

**SUBMITTAL  
FORM**

**LEGISLATIVE REFERENCE BUREAU  
Legal Section Telephone: 266-3561  
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

**Date:** 1/13/99

**To:** Representative Huber

**Relating to LRB drafting number:** LRB-1665

**Topic**

Unclaimed funds in a public treasury

**Subject(s)**

Munis - miscellaneous, Counties

1. **JACKET** the draft for introduction \_\_\_\_\_

in the **Senate** \_\_\_\_ or the **Assembly** X (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached \_\_\_\_\_.

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction \_\_\_\_\_.

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Marc E. Shovers, Senior Legislative Attorney  
Telephone: (608) 266-0129