

2001 DRAFTING REQUEST

Bill

Received: **01/02/2002**

Received By: **nelsorp1**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 7-0370**

By/Representing: **Coomber**

This file may be shown to any legislator: **NO**

Drafter: **nelsorp1**

May Contact:

Addl. Drafters:

Subject: **Courts - costs and fees**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Coomber -

Topic:

Increase circuit court support fees

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>
/1	nelsorp1 01/02/2002	gilfokm 01/02/2002	pgreensl 01/03/2002	_____	lrb_docadmin 01/03/2002		S&L
/2	nelsorp1 01/17/2002	csicilia 01/17/2002	pgreensl 01/17/2002	_____	lrb_docadmin 01/17/2002		S&L

FE Sent For:

<END>

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*2/17 Brett C. - make effective
7/1/02*

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02
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jls
pg <END>*

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1?	nelsorp1	1-1/2-02 tmp	1/03 1/02 pg	1/03 1/02 pg / ps			

FE Sent For:

<END>

STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION
101 East Wilson Street, Madison, Wisconsin

TOMMY G. THOMPSON
GOVERNOR

GEORGE LIGHTBOURN
SECRETARY



Division of Executive Budget and Finance
Post Office Box 7864
Madison, WI 53707-7864
Voice (608) 266-1736
Fax (608) 267-0372
TTY (608) 267-9629

Date: December 21, 2001

To: Steve Miller, LRB

From: Brett Coomber, DOA Budget Analyst
267-0370

A handwritten signature in black ink, appearing to be "BC" with a flourish.

Subject: Budget Adjustment Bill Statutory Language Changes for the Circuit Courts

I am forwarding statutory language changes for governor's initiatives for the budget adjustment bill.

1. Raise the fees for the Circuit Court Support Fee s. 814.634 (a)(b)(c) from \$30 to \$39, \$40, to \$52 and \$100 to \$130.

cc: Jim Johnston
Deputy Budget Director

**Governor's Initiative
Budget Adjustment Bill
Statutory Language Request**

Topic: **Raising the Court Support Services Fee**

Current Language

Current language at s. 814.634 (a)(b)(c) sets the fees at \$30, \$40, and \$100.

Proposed Change

Change the fee in 814.634 (a) from \$40, to \$52, Change the fee in 814.634 (b) from \$100, to \$130 and Change the fee in 814.634 (c) from \$30, to \$39

Effect of the Change

This change will increase the fees being charged by 30%.

Desired Effective Date: July 1, 2002
Agency: Circuit Court
Agency Contact: Brett Coomber
Phone: 267-0370



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-4532/1

RPN:.....

King

SOON

DOA:.....Coomber – Increase circuit court support fees

FOR 2001-03 BUDGET – NOT READY FOR INTRODUCTION

1

DON'T SEN.
AN ACT ...; relating to: increasing the circuit court support fee.

Analysis by the Legislative Reference Bureau

COURTS AND PROCEDURE

decision
CIRCUIT COURTS

Under current law, generally, when a person files a civil action in circuit court, appeals a municipal court or administrative hearing decision to circuit court, or is the subject of a forfeiture action in circuit court, the person is required to pay a court support services fee of \$40 in addition to the regular filing fee. This bill raises the \$40 court support services fee to \$52. If the amount of the recovery sought exceeds \$5,000 (the limit in small claims actions), a person filing a civil action in circuit court or bringing a garnishment action or wage earner claim is required to pay a court support services fee of \$100 in addition to the regular filing fee. This bill raises the \$100 court support services fee to \$130. If the amount of the recovery sought is less than or equal to \$5,000, a person filing a civil action in circuit court or bringing a garnishment action or wage earner claim is required to pay a court support services fee of \$30 in addition to the regular filing fee. This bill raises the \$30 filing fee to \$39.

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:

1 SECTION 1. 814.634 (1) (a) of the statutes is amended to read:

2 814.634 (1) (a) Except for an action for a safety belt use violation under s.
3 347.48 (2m), the clerk of circuit court shall charge and collect a \$40 \$52 court support
4 services fee from any person, including any governmental unit as defined in s. 108.02
5 (17), paying a fee under s. 814.61 (1) (a), (3) or (8) (am) or 814.63 (1).

History: 1993 a. 16; 1995 a. 27, 201, 417.

6 SECTION 2. 814.634 (1) (b) of the statutes is amended to read:

7 814.634 (1) (b) Notwithstanding par. (a), the clerk of circuit court shall charge
8 and collect a \$100 \$130 court support services fee from any person, including any
9 governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a) or
10 (3) or 814.62 (1) or (2), if the party paying the fee seeks the recovery of money and
11 the amount claimed exceeds the amount under s. 799.01 (1) (d).

History: 1993 a. 16; 1995 a. 27, 201, 417.

12 SECTION 3. 814.634 (1) (c) of the statutes is amended to read:

13 814.634 (1) (c) Notwithstanding par. (a), the clerk of circuit court shall charge
14 and collect a \$30 \$39 court support services fee from any person, including any
15 governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.62 (3) (a) or
16 (b), or paying a fee under s. 814.61 (1) (a) or (3) or 814.62 (1) or (2) if the party paying
17 the fee seeks the recovery of money and the amount claimed is equal to or less than
18 the amount under s. 799.01 (1) (d).

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19 SECTION 9309. Initial applicability; circuit courts. ✓

20 (1) (CS) Court support services fee. The treatment of sections 814.634 (1) (a), (b) and ✓
21 (c) of the statutes first applies to actions commenced on the effective date of this ✓
22 subsection.

23 (END)



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-4532/1

RPN:kmg/pg

2

Ⓢ Ⓞ

DOA:.....Coomber – Increase circuit court support fees

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

Do NOT GET

1 AN ACT...; relating to: increasing the circuit court support fee.

Analysis by the Legislative Reference Bureau

COURTS AND PROCEDURE

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19 **SECTION 9309. Initial applicability; circuit courts.**

20 (1) COURT SUPPORT SERVICES FEE. The treatment of section 814.634 (1) (a), (b),
21 and (c) of the statutes first applies to actions commenced on the effective date of this

22 ~~section~~ *July 1, 2002*

23

(END)



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-4532/2
RPN:kmg&cs:pg

DOA:.....Coomber - Increase circuit court support fees

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: increasing the circuit court support fee.

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COURTS AND PROCEDURE

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