

**2001 Jr2 DRAFTING REQUEST**

**Assembly Amendment (AA-AB1)**

Received: 03/06/2002

Received By: mdsida

Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau 6-9918

By/Representing: Bauer (DS)

This file may be shown to any legislator: NO

Drafter: mdsida

May Contact:

Addl. Drafters:

Subject: Correctional System - ext superv  
Correctional System - parole  
Correctional System - probation

Extra Copies: rpn

Submit via email: NO

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**Pre Topic:**

LFB:.....Bauer (DS) -

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**Topic:**

Permit DOC to assess supervision fees based on supervision level

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**Instructions:**

Motion 2131

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**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	mdsida 03/07/2002	gilfokm 03/07/2002	chanaman 03/07/2002		lrb_docadmin 03/07/2002		

FE Sent For:

<END>

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/1	mdsida	3/7 <i>[Signature]</i>		_____			

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CORRECTIONS

Declining Probation, Parole and Extended Supervision Fee  
Based on Supervision Level

Motion:

Move to permit Corrections, in adopting administrative rules regarding fees from persons on probation, parole or extended supervision, to establish a declining supervision fee on a case-by-case basis based on an offender's supervision level.

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Note:

Under the bill, Corrections would be required to promulgate emergency rules that require the Department to have a goal of receiving at least \$2 per day, if appropriate, from each person who is on probation, parole or extended supervision and who is not on administrative or minimum supervision. Under the motion, in adopting its rules, Corrections would be authorized to establish a declining supervision fee on a case-by-case basis based on an offender's supervision level. As a result, Corrections could establish a supervision fee schedule for individual offenders that would decline as an offender's supervision level decreased.

P/c to Jere -

Should apply only to Med. + Max  
Supervision

~~Apply to all~~

Jere - "§04.073(2)" "set the fee"

can be construed as "set all fees" so they  
collectively cover cost of supervision

That's how rules are currently set up anyway. ~~§~~



State of Wisconsin

2001 - 2002 LEGISLATURE

January 2002 Special Session

LRBb2307/1

MGD: King

LFB:.....Bauer (DS) – Permit DOC to assess supervision fees based on supervision level

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO ASSEMBLY BILL 1

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

2 ✓ 1. Page 240, line 15: after that line insert:

3 "SECTION 431g. 304.073 (2) of the statutes is amended to read:

4 304.073 (2) ~~Beginning on January 1, 1996, the~~ The department shall charge  
5 a fee to any probationer, parolee<sup>v</sup> or person on extended supervision who is under  
6 minimum or administrative supervision and is supervised by the department. The  
7 fee does not apply if the person is supervised by a vendor under s. 301.08 (1) (c). The  
8 department shall set the fee sufficient to cover the cost of supervision and may set  
9 varying rates, on a case-by-case basis, based on the person's supervision level. The  
10 department shall collect moneys for the fee charged under this subsection and credit  
11 those moneys to the appropriation account under s. 20.410 (1) (ge).

K

①

SECTION 431. 304.074 (2) of the statutes is amended to read:

2           304.074 (2) ~~Beginning on January 1, 1996, the~~ The department shall charge  
3 a fee to probationers, parolees<sup>v</sup>, and persons on extended supervision to partially  
4 reimburse the department for the costs of providing supervision and services. The  
5 department shall set varying rates for probationers, parolees<sup>v</sup>, or persons on extended  
6 supervision based on ability to pay and may set varying rates, on a case-by-case  
7 basis, based on the person's supervision level, with the goal of receiving at least \$1  
8 per day, if appropriate, from each probationer, parolee<sup>v</sup>, and person on extended  
9 supervision. The department shall not charge a fee while the probationer, parolee<sup>v</sup>,  
10 or person on extended supervision is exempt under sub. (3). The department shall  
11 collect moneys for the fees charged under this subsection and credit those moneys to  
12 the appropriation account under s. 20.410 (1) (gf).”

History: 1995 a. 27; 1997 a. 27, 283.

(END)

13



State of Wisconsin  
2001 - 2002 LEGISLATURE  
January 2002 Special Session

LRBb2307/1  
MGD:kmg:cmh

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