

1 imposed by the judge and for the penalty assessment imposed by s. 757.05, the jail
2 assessment imposed by s. 302.46 (1), the crime laboratories and drug law
3 enforcement assessment imposed by s. 165.755, any applicable consumer
4 ~~information~~ protection assessment imposed by s. 100.261, and any applicable
5 domestic abuse assessment imposed by s. 973.055 (1), or for an amount equal to the
6 amount in which any such judgment or any part thereof is released or discharged.
7 If any municipal judge gives time or delay to any person against whom any such
8 judgment is rendered by the judge, or takes any bond or security for its future
9 payment, the judge and the judge's sureties shall also be liable for the payment of the
10 judgment upon the judge's bond.

11 ***b1281/1.14* SECTION 3816m.** 779.41 (2) of the statutes is amended to read:

12 779.41 (2) Every keeper of a garage or repair shop who alters, repairs or does
13 any work on any detached accessory, fitting or part of an automobile, truck,
14 motorcycle, moped, low-speed vehicle, motor bicycle or similar motor vehicle or
15 bicycle at the request of the owner or legal possessor thereof, shall have a lien upon
16 and may retain possession of any such accessory, fitting or part until the charges for
17 such alteration, repairing or other work have been paid. If the detached article
18 becomes attached to such motor vehicle or bicycle while in the possession of the
19 keeper, the keeper has a lien on the motor vehicle or bicycle under sub. (1).

20 ***b2221/3.144* SECTION 3816p.** 800.02 (2) (a) (intro.) of the statutes is
21 amended to read:

22 800.02 (2) (a) (intro.) The citation shall be signed by a peace officer or endorsed
23 by a municipal attorney or, if applicable, signed by a conservation warden or a state
24 forest ranger. In addition, the governing body of a municipality authorized to adopt
25 the use of citations may designate by ordinance or resolution other municipal

1 officials who may issue citations with respect to ordinances which are directly
2 related to the official responsibilities of the officials. Officials granted the authority
3 to issue citations may delegate, with the approval of the governing body, the
4 authority to employees. Authority delegated to an official or employee may be
5 revoked only in the same manner by which it is conferred. The citation shall contain
6 substantially the following information:

7 ***-1394/2.98* SECTION 3817.** 800.02 (2) (a) 8. of the statutes is amended to read:

8 800.02 (2) (a) 8. Notice that, if the defendant makes a deposit and fails to
9 appear in court at the time fixed in the citation, the defendant is deemed to have
10 tendered a plea of no contest and submits to a forfeiture, penalty assessment, jail
11 assessment, and crime laboratories and drug law enforcement assessment, any
12 applicable consumer ~~information~~ protection assessment, and any applicable
13 domestic abuse assessment plus costs, including the fee prescribed in s. 814.65 (1),
14 not to exceed the amount of the deposit. The notice shall also state that the court may
15 decide to summon the defendant rather than accept the deposit and plea.

16 ***-1394/2.99* SECTION 3818.** 800.02 (3) (a) 5. of the statutes is amended to read:

17 800.02 (3) (a) 5. A plain and concise statement of the violation identifying the
18 event or occurrence from which the violation arose and showing that the plaintiff is
19 entitled to relief, the ordinance, resolution or bylaw upon which the cause of action
20 is based and a demand for a forfeiture, the amount of which shall not exceed the
21 maximum set by the statute involved, the penalty assessment, the jail assessment,
22 the crime laboratories and drug law enforcement assessment, any applicable
23 consumer ~~information~~ protection assessment, any applicable domestic abuse
24 assessment, and such other relief that is sought by the plaintiff.

25 ***-1394/2.100* SECTION 3819.** 800.03 (3) of the statutes is amended to read:

1 800.03 (3) The amount of the deposit shall be set by the municipal judge, but
2 shall not be effective until approved by the governing body of the municipality. The
3 amount shall not exceed the maximum penalty for the offense, including any penalty
4 assessment that would be applicable under s. 757.05, any jail assessment that would
5 be applicable under s. 302.46 (1), any crime laboratories and drug law enforcement
6 assessment that would be applicable under s. 165.755, any consumer ~~information~~
7 protection assessment that would be applicable under s. 100.261, and any domestic
8 abuse assessment that would be applicable under s. 973.055 (1), plus court costs,
9 including the fee prescribed in s. 814.65 (1).

10 *–1394/2.101* SECTION 3820. 800.04 (2) (b) of the statutes is amended to read:

11 800.04 (2) (b) If the municipal judge determines that the defendant should not
12 be released under par. (a) and the defendant is charged with a traffic or boating
13 violation, the municipal judge shall release the defendant on a deposit in the amount
14 established by the uniform deposit schedule under s. 345.26 (2) (a) or under s. 23.66.
15 For other violations, the municipal judge shall establish a deposit in an amount not
16 to exceed the maximum penalty for the offense, including any penalty assessment
17 that would be applicable under s. 757.05, any jail assessment that would be
18 applicable under s. 302.46 (1), any crime laboratories and drug law enforcement
19 assessment that would be applicable under s. 165.755, any consumer ~~information~~
20 protection assessment that would be applicable under s. 100.261, and any domestic
21 abuse assessment that would be applicable under s. 973.055 (1). If the judge in a 1st
22 class city determines that a defendant appearing before the judge through
23 interactive video and audio transmission should not be released under par. (a), the
24 judge shall inform the defendant that he or she has the right to appear personally
25 before a judge for a determination, not prejudiced by the first appearance, as to

1 whether he or she should be released without a deposit. On failure of the defendant
2 to make a deposit under this paragraph, he or she may be committed to jail pending
3 trial only if the judge finds that there is a reasonable basis to believe the person will
4 not appear in court.

5 ***-1394/2.102* SECTION 3821.** 800.04 (2) (c) of the statutes is amended to read:

6 800.04 (2) (c) If the defendant has made a deposit under par. (b) or s. 800.03
7 and does not appear, he or she is deemed to have tendered a plea of no contest and
8 submits to a forfeiture, a penalty assessment imposed by s. 757.05, a jail assessment
9 imposed by s. 302.46 (1), a crime laboratories and drug law enforcement assessment
10 imposed by s. 165.755, any applicable consumer information protection assessment
11 imposed by s. 100.261, and any applicable domestic abuse assessment imposed by s.
12 973.055 (1) plus costs, including the fee prescribed in s. 814.65 (1), not exceeding the
13 amount of the deposit. The court may either accept the plea of no contest and enter
14 judgment accordingly, or reject the plea and issue a summons. If the court finds that
15 the violation meets the conditions in s. 800.093 (1), the court may summon the
16 alleged violator into court to determine if restitution shall be ordered under s.
17 800.093. If the defendant fails to appear in response to the summons, the court shall
18 issue a warrant under s. 968.09. If the defendant has made a deposit but does appear,
19 the court shall allow the defendant to withdraw the plea of no contest.

20 ***-1394/2.103* SECTION 3822.** 800.09 (1) (intro.) of the statutes is amended to
21 read:

22 800.09 (1) JUDGMENT. (intro.) If a municipal court finds a defendant guilty it
23 may render judgment by ordering restitution under s. 800.093 and payment of a
24 forfeiture, the penalty assessment imposed by s. 757.05, the jail assessment imposed
25 by s. 302.46 (1), the crime laboratories and drug law enforcement assessment

1 imposed by s. 165.755, any applicable consumer ~~information~~ protection assessment
2 imposed by s. 100.261, and any applicable domestic abuse assessment imposed by s.
3 973.055 (1) plus costs of prosecution, including the fee prescribed in s. 814.65 (1). The
4 court shall apply any payment received on a judgment that includes restitution to
5 first satisfy any payment of restitution ordered, then to pay the forfeiture,
6 assessments, and costs. If the judgment is not paid, the court may proceed under par.
7 (a), (b), or (c) or any combination of those paragraphs, as follows:

8 ***-1394/2.104* SECTION 3823.** 800.09 (1) (a) of the statutes is amended to read:

9 800.09 (1) (a) The court may defer payment of any judgment or provide for
10 instalment payments. At the time the judgment is rendered, the court shall inform
11 the defendant, orally and in writing, of the date by which restitution and the
12 payment of the forfeiture, the penalty assessment, the jail assessment, the crime
13 laboratories and drug law enforcement assessment, any applicable consumer
14 ~~information~~ protection assessment, and any applicable domestic abuse assessment
15 plus costs must be made, and of the possible consequences of failure to do so in timely
16 fashion, including imprisonment, as provided in s. 800.095, or suspension of the
17 defendant's motor vehicle operating privilege, as provided in par. (c), if applicable.
18 If the defendant is not present, the court shall ensure that the information is sent
19 to the defendant by mail. In 1st class cities, all of the written information required
20 by this paragraph shall be printed in English and Spanish and provided to each
21 defendant.

22 ***-1394/2.105* SECTION 3824.** 800.09 (2) (b) of the statutes is amended to read:

23 800.09 (2) (b) If the person charged fails to appear personally or by an attorney
24 at the time fixed for hearing of the case, the defendant may be deemed to have
25 entered a plea of no contest and the money deposited, if any, or such portion thereof

1 as the court determines to be an adequate penalty, plus the penalty assessment, the
2 jail assessment, the crime laboratories and drug law enforcement assessment, any
3 applicable consumer ~~information~~ protection assessment, and any applicable
4 domestic abuse assessment plus costs, including the fee prescribed in s. 814.65 (1),
5 may be declared forfeited by the court or may be ordered applied upon the payment
6 of any penalty which may be imposed, together with the penalty assessment, the jail
7 assessment, the crime laboratories and drug law enforcement assessment, any
8 applicable consumer ~~information~~ protection assessment, and any applicable
9 domestic abuse assessment plus costs. If the court finds that the violation meets the
10 conditions in s. 800.093 (1), the court may summon the alleged violator into court to
11 determine if restitution shall be ordered under s. 800.093. Any money remaining
12 after payment of any penalties, assessments, costs, and restitution shall be refunded
13 to the person who made the deposit.

14 *~~1394/2.106~~* SECTION 3825. 800.10 (2) of the statutes is amended to read:

15 800.10 (2) All forfeitures, fees, penalty assessments, crime laboratories and
16 drug law enforcement assessments, consumer ~~information~~ protection assessments,
17 domestic abuse assessments, and costs paid to a municipal court under a judgment
18 before a municipal judge shall be paid to the municipal treasurer within 7 days after
19 receipt of the money by a municipal judge or other court personnel. At the time of
20 the payment, the municipal judge shall report to the municipal treasurer the title of
21 the action, the offense for which a forfeiture was imposed and the total amount of the
22 forfeiture, fees, penalty assessments, crime laboratories and drug law enforcement
23 assessments, consumer ~~information~~ protection assessments, domestic abuse
24 assessments, and costs, if any. The treasurer shall disburse the fees as provided in
25 s. 814.65 (1). All jail assessments paid to a municipal court under a judgment before

1 a municipal judge shall be paid to the county treasurer within 7 days after receipt
2 of the money by a municipal judge or other court personnel.

3 ***-1394/2.107* SECTION 3826.** 800.12 (2) of the statutes is amended to read:

4 800.12 (2) A municipality may by ordinance provide that a municipal judge
5 may impose a forfeiture for contempt under sub. (1) in an amount not to exceed \$50
6 or, upon nonpayment of the forfeiture, penalty assessment under s. 757.05, jail
7 assessment under s. 302.46, crime laboratories and drug law enforcement
8 assessment under s. 165.755, any applicable consumer ~~information~~ protection
9 assessment under s. 100.261, and any applicable domestic abuse assessment under
10 s. 973.055 (1), a jail sentence not to exceed 7 days.

11 ***b2217/2.5* SECTION 3828c.** 801.02 (7) (a) 2. c. of the statutes is amended to
12 read:

13 801.02 (7) (a) 2. c. A person bringing an action seeking relief from a judgment
14 of conviction or a sentence of a court, including an action for an extraordinary writ
15 or a supervisory writ seeking relief from a judgment of conviction or a sentence of a
16 court or an action under s. 809.30, 809.40, 973.19 ~~or~~, 974.06 or 974.07.

17 ***b1293/2.2* SECTION 3828g.** 801.09 (2) (a) of the statutes is amended to read:

18 801.09 (2) (a) ~~Within~~ Except as provided in par. (c), within 45 days, exclusive
19 of the day of service, after the summons has been served personally upon the
20 defendant or served by substitution personally upon another authorized to accept
21 service of the summons for the defendant; or

22 ***b1293/2.2* SECTION 3828i.** 801.09 (2) (c) of the statutes is created to read:

23 801.09 (2) (c) Within 20 days, exclusive of the day of service, after the summons
24 has been served personally upon the defendant or served by substitution personally

1 upon another authorized to accept service of the summons for the defendant if the
2 proceeding is to foreclose or otherwise enforce a lien or security interest.

3 *b1293/2.2* SECTION 3828jc. 801.095 (1) of the statutes is amended to read:

4 801.095 (1) PERSONAL SERVICE; COMPLAINT ATTACHED.

5 STATE OF WISCONSIN

CIRCUIT COURT : ... COUNTY

6
7 A. B.

8 Address

9 City, State Zip Code

File No.

10 , Plaintiff

11 vs.

S U M M O N S

12 C. D.

13 Address (Case Classification Type): (Code No.)

14 City, State Zip Code

15 , Defendant

16
17 THE STATE OF WISCONSIN, To each person named above as a Defendant:

18 You are hereby notified that the Plaintiff named above has filed a lawsuit or
19 other legal action against you. The complaint, which is attached, states the nature
20 and basis of the legal action.

21 Within ~~45~~ (20) (45) days of receiving this summons, you must respond with a
22 written answer, as that term is used in chapter 802 of the Wisconsin Statutes, to the
23 complaint. The court may reject or disregard an answer that does not follow the
24 requirements of the statutes. The answer must be sent or delivered to the court,

1 whose address is, and to, Plaintiff’s attorney, whose address is, You may
2 have an attorney help or represent you.

3 If you do not provide a proper answer within ~~45~~ (20) (45) days, the court may
4 grant judgment against you for the award of money or other legal action requested
5 in the complaint, and you may lose your right to object to anything that is or may be
6 incorrect in the complaint. A judgment may be enforced as provided by law. A
7 judgment awarding money may become a lien against any real estate you own now
8 or in the future, and may also be enforced by garnishment or seizure of property.

9 Dated:, (year)

10 Signed:

11 A. B., Plaintiff

12 or

13 E. F., Plaintiff’s Attorney

14 State Bar No.:

15 Address:

16 City, State Zip Code:

17 Phone No:

18 *b1293/2.2* SECTION 3828je. 801.095 (2) of the statutes is amended to read:

19 801.095 (2) PERSONAL SERVICE; NO COMPLAINT ATTACHED.

20 STATE OF WISCONSIN

CIRCUIT COURT : COUNTY

1

2

A. B.

3

Address

4

City, State Zip Cod

File No.

5

, Plaintiff

6

vs.

S U M M O N S

7

C. D.

8

Address (Case Classification Type): (Code No.)

9

City, State Zip Code

10

, Defendant

11

12

THE STATE OF WISCONSIN, To each person named above as a Defendant:

13

You are hereby notified that the Plaintiff named above has filed a lawsuit or other legal action against you.

15

Within ~~45~~ (20) (45) days of receiving this summons, you must respond with a written demand for a copy of the complaint. The demand must be sent or delivered to the court, whose address is, and to, Plaintiff's attorney, whose address is

18

You may have an attorney help or represent you.

19

If you do not demand a copy of the complaint within ~~45~~ (20) (45) days, the court may grant judgment against you for the award of money or other legal action requested in the complaint, and you may lose your right to object to anything that is or may be incorrect in the complaint. A judgment may be enforced as provided by law. A judgment awarding money may become a lien against any real estate you own now or in the future, and may also be enforced by garnishment or seizure of property.

24

1 Dated:, (year)

2 Signed:

3 A. B., Plaintiff

4 or

5 E. F., Plaintiff’s Attorney

6 State Bar No.:

7 Address:

8 City, State Zip Code:

9 Phone No.:

10 *b1293/2.2* SECTION 3828jg. 801.095 (3) of the statutes is amended to read:

11 801.095 (3) NO PERSONAL SERVICE; COMPLAINT SERVED AT THE SAME TIME.

12 STATE OF WISCONSIN CIRCUIT COURT : COUNTY

13

14 A. B.

15 Address

16 City, State Zip Code File No.

17 , Plaintiff

18 vs. S U M M O N S

19 C. D.

20 Address (Case Classification Type): (Code No.)

21 City, State Zip Code

22 , Defendant

23

24 THE STATE OF WISCONSIN, To each person named above as a Defendant:

1 You are hereby notified that the Plaintiff named above has filed a lawsuit or
2 other legal action against you. The complaint, which is also served upon you, states
3 the nature and basis of the legal action.

4 Within ~~45~~ (20) (45) days after, (year), you must respond with a written
5 answer, as that term is used in chapter 802 of the Wisconsin Statutes, to the
6 complaint. The court may reject or disregard an answer that does not follow the
7 requirements of the statutes. The answer must be sent or delivered to the court,
8 whose address is, and to, Plaintiff’s attorney, whose address is, You may
9 have an attorney help or represent you.

10 If you do not provide a proper answer within ~~45~~ (20) (45) days, the court may
11 grant judgment against you for the award of money or other legal action requested
12 in the complaint, and you may lose your right to object to anything that is or may be
13 incorrect in the complaint. A judgment may be enforced as provided by law. A
14 judgment awarding money may become a lien against any real estate you own now
15 or in the future, and may also be enforced by garnishment or seizure of property.

16 Dated:, (year)

Signed:

A. B., Plaintiff

or

E. F., Plaintiff’s Attorney

State Bar No.:

Address:

City, State Zip Code:

Phone No:

25 ***b1293/2.2* SECTION 3828jm.** 801.095 (4) of the statutes is amended to read:

1 801.095 (4) No PERSONAL SERVICE; COMPLAINT NOT SERVED AT THE SAME TIME.
 2 STATE OF WISCONSIN CIRCUIT COURT : ... COUNTY

3 _____

4 A. B.
 5 Address
 6 City, State Zip Code File No.
 7 , Plaintiff

8 vs. S U M M O N S

9 C. D.
 10 Address (Case Classification Type): (Code No.)
 11 City, State Zip Code
 12 , Defendant

13 _____

14 THE STATE OF WISCONSIN, To each person named above as a Defendant:
 15 You are hereby notified that the plaintiff named above has filed a lawsuit or
 16 other legal action against you.

17 Within ~~45~~ (20) (45) days after, (year), you must respond with a written
 18 demand for a copy of the complaint. The demand must be sent or delivered to the
 19 court, whose address is, and to, Plaintiff’s attorney, whose address is You
 20 may have an attorney help or represent you.

21 If you do not demand a copy of the complaint within ~~45~~ (20) (45) days, the court
 22 may grant judgment against you for the award of money or other legal action
 23 requested in the complaint, and you may lose your right to object to anything that
 24 is or may be incorrect in the complaint. A judgment may be enforced as provided by

1 law. A judgment awarding money may become a lien against any real estate you own
2 now or in the future, and may also be enforced by garnishment or seizure of property.

3 Dated:, (year)

4 Signed:

5 A. B., Plaintiff

6 or

7 E. F., Plaintiff's Attorney

8 State Bar No.:

9 Address:

10 City, State Zip Code:

11 Phone No:

12 ***b1293/2.2* SECTION 3828jr.** 802.06 (1) of the statutes is amended to read:

13 802.06 (1) WHEN PRESENTED. Except as provided in sub. (1m) or when a court
14 dismisses an action or special proceeding under s. 802.05 (3), a defendant shall serve
15 an answer within 45 days after the service of the complaint upon the defendant. If
16 Except as provided in sub. (1m), if a guardian ad litem is appointed for a defendant,
17 the guardian ad litem shall have 45 days after appointment to serve the answer. A
18 party served with a pleading stating a cross-claim against the party shall serve an
19 answer thereto within 45 days after the service upon the party. The plaintiff shall
20 serve a reply to a counterclaim in the answer within 45 days after service of the
21 answer. The state or an agency of the state or an officer, employee or agent of the
22 state shall serve an answer to the complaint or to a cross-claim or a reply to a
23 counterclaim within 45 days after service of the pleading in which the claim is
24 asserted. If any pleading is ordered by the court, it shall be served within 45 days
25 after service of the order, unless the order otherwise directs. The service of a motion

1 permitted under sub. (2) alters these periods of time as follows, unless a different
2 time is fixed by order of the court: if the court denies the motion or postpones its
3 disposition until the trial on the merits, the responsive pleading shall be served
4 within 10 days after notice of the court's action; or if the court grants a motion for a
5 more definite statement, the responsive pleading shall be served within 10 days after
6 the service of the more definite statement.

7 ***b1293/2.2* SECTION 3828js.** 802.06 (1m) of the statutes is created to read:

8 802.06 (1m) ENFORCEMENT OF LIEN OR SECURITY INTEREST. If the proceeding is
9 to foreclose or otherwise enforce a lien or security interest, the defendant or guardian
10 ad litem shall serve an answer within 20 days after the service of the complaint upon
11 the defendant or 20 days after appointment of the guardian ad litem.

12 ***b1293/2.2* SECTION 3828jt.** 802.06 (6) of the statutes is amended to read:

13 802.06 (6) MOTION TO STRIKE. Upon motion made by a party before responding
14 to a pleading or, if no responsive pleading is permitted upon motion made by a party
15 within 45 days after the service of the pleading upon the party, or within 20 days after
16 the service if the proceeding is to foreclose or otherwise enforce a lien or security
17 interest, or upon the court's own initiative at any time, the court may order stricken
18 from any pleading any insufficient defense or any redundant, immaterial,
19 impertinent, scandalous or indecent matter.

20 ***b1293/2.2* SECTION 3828jv.** 802.09 (1) of the statutes is amended to read:

21 802.09 (1) AMENDMENTS. A party may amend the party's pleading once as a
22 matter of course at any time within 6 months after the summons and complaint are
23 filed or within the time set in a scheduling order under s. 802.10. Otherwise a party
24 may amend the pleading only by leave of court or by written consent of the adverse
25 party; and leave shall be freely given at any stage of the action when justice so

1 requires. A party shall plead in response to an amended pleading within 45 days
2 after service of the amended pleading, or within 20 days after the service if the
3 proceeding is to foreclose or otherwise enforce a lien or security interest, unless (a)
4 the court otherwise orders or (b) no responsive pleading is required or permitted
5 under s. 802.01 (1).

6 *b2217/2.5* SECTION 3828k. 805.15 (3) (intro.) of the statutes is amended to
7 read:

8 805.15 (3) (intro.) -A- Except as provided in ss. 974.07 (10) (b) and 980.101 (2)
9 (b), a new trial shall be ordered on the grounds of newly-discovered evidence if the
10 court finds that:

11 *b2217/2.5* SECTION 3828L. 805.16 (5) of the statutes is created to read:

12 805.16 (5) The time limits in this section for filing motions do not apply to a
13 motion for a new trial based on newly discovered evidence that is brought under s.
14 974.06.

15 *b0428/1.2* SECTION 3828m. 808.04 (2) of the statutes is amended to read:

16 808.04 (2) An appeal under s. 9.10 (4) (c), 227.60, or 799.445 shall be initiated
17 within 15 days after entry of the judgment or order appealed from.

18 *b0549/1.4* SECTION 3828r. 808.075 (4) (d) 3. of the statutes is amended to
19 read:

20 808.075 (4) (d) 3. Annual adjustment of child or family support under s. 767.33.

21 *b2217/2.6* SECTION 3829d. 808.075 (4) (h) of the statutes is amended to read:

22 808.075 (4) (h) Commitment, supervised release, recommitment and,
23 discharge, and postcommitment relief under ss. 980.06, 980.08, 980.09 and, 980.10,
24 and 980.101 of a person found to be a sexually violent person under ch. 980.

25 *b2217/2.6* SECTION 3829n. 809.30 (1) (a) of the statutes is amended to read:

1 809.30 (1) (a) “Postconviction relief” means, in a felony or misdemeanor case,
2 an appeal or a motion for postconviction relief other than a motion under s. 973.19
3 ~~or, 974.06, or 974.07 (2)~~. In a ch. 48, 51, 55 or 938 case, other than a termination of
4 parental rights case under s. 48.43, it means an appeal or a motion for
5 reconsideration by the trial court of its final judgment or order; in such cases a notice
6 of intent to pursue such relief or a motion for such relief need not be styled as seeking
7 “postconviction” relief.

8 ***b2217/2.6* SECTION 3829p.** 809.30 (2) (L) of the statutes is amended to read:

9 809.30 (2) (L) An appeal under s. 974.06 or 974.07 is governed by the
10 procedures for civil appeals.

11 ***b0458/2.1* SECTION 3830d.** 813.125 (3) (a) (intro.) of the statutes is amended
12 to read:

13 813.125 (3) (a) (intro.) A judge or court commissioner may issue a temporary
14 restraining order ordering the respondent to cease or avoid the harassment of
15 another person, to avoid the petitioner’s residence, except as provided in par. (am),
16 or any premises temporarily occupied by the petitioner or both, or any combination
17 of these remedies requested in the petition, if all of the following occur:

18 ***b0458/2.1* SECTION 3830f.** 813.125 (3) (am) of the statutes is created to read:

19 813.125 (3) (am) If the petitioner and the respondent are not married, and the
20 respondent owns the premises where the petitioner resides, and the petitioner has
21 no legal interest in the premises, in lieu of ordering the respondent to avoid the
22 petitioner’s residence under par. (a) the judge or court commissioner may order the
23 respondent to avoid the premises for a reasonable time until the petitioner relocates
24 and shall order the respondent to avoid the new residence for the duration of the
25 order.

1 ***b0458/2.1* SECTION 3830h.** 813.125 (4) (a) (intro.) of the statutes is amended
2 to read:

3 813.125 (4) (a) (intro.) A judge or court commissioner may grant an injunction
4 ordering the respondent to cease or avoid the harassment of another person, to avoid
5 the petitioner's residence, except as provided in par. (am), or any premises
6 temporarily occupied by the petitioner or both, or any combination of these remedies
7 requested in the petition, if all of the following occur:

8 ***b0458/2.1* SECTION 3830j.** 813.125 (4) (am) of the statutes is created to read:

9 813.125 (4) (am) If the petitioner and the respondent are not married, and the
10 respondent owns the premises where the petitioner resides, and the petitioner has
11 no legal interest in the premises, in lieu of ordering the respondent to avoid the
12 petitioner's residence under par. (a) the judge or court commissioner may order the
13 respondent to avoid the premises for a reasonable time until the petitioner relocates
14 and shall order the respondent to avoid the new residence for the duration of the
15 order.

16 ***b0549/1.5* SECTION 3830m.** 814.04 (intro.) of the statutes, as affected by 2001
17 Wisconsin Act 6, is amended to read:

18 **814.04 Items of costs.** (intro.) Except as provided in ss. 93.20, 100.30 (5m),
19 106.50 (6) (i) and (6m) (a), 115.80 (9), 281.36 (2) (b) 1., 767.33 (4) (d), 769.313, 814.025,
20 814.245, 895.035 (4), 895.10 (3), 895.75 (3), 895.77 (2), 895.79 (3), 895.80 (3), 943.212
21 (2) (b), 943.245 (2) (d) and 943.51 (2) (b), when allowed costs shall be as follows:

22 ***-0454/3.8* SECTION 3826.** 814.60 (2) (ai) of the statutes is amended to read:

23 814.60 (2) (ai) Consumer ~~information protection~~ assessment imposed by s.
24 100.261.

25 ***b0336/2.22* SECTION 3832c.** 814.60 (2) (eg) of the statutes is created to read:

1 814.60 (2) (eg) Truck driver education assessment imposed by s. 349.04.

2 *b0246/1.1* SECTION 3832k. 814.615 (1) (a) 3. of the statutes is amended to
3 read:

4 814.615 (1) (a) 3. For a study under s. 767.11 (14), a fee of ~~\$300~~ \$500.

5 *b0338/1.6* SECTION 3832m. 814.63 (1) (c) of the statutes is amended to read:

6 814.63 (1) (c) This subsection does not apply to an action for a violation of s.
7 101.123 (2) (a), (am) 1., (ar) ~~or~~, (bm), or (br) or (5) or a safety belt use violation under
8 s. 347.48 (2m).

9 *-0454/3.9* SECTION 3834. 814.63 (3) (ai) of the statutes is amended to read:

10 814.63 (3) (ai) Consumer ~~information~~ protection assessment imposed by s.
11 100.261.

12 *b0336/2.23* SECTION 3834m. 814.63 (3) (g) of the statutes is created to read:

13 814.63 (3) (g) Truck driver education assessment imposed by s. 349.04.

14 *b0872/2.2* SECTION 3835g. 814.66 (1) (a) 2. of the statutes is amended to read:

15 814.66 (1) (a) 2. For filing a petition whereby any proceeding in estates of
16 deceased persons is commenced, if the value of the property subject to
17 administration, less encumbrances, liens or charges, is \$10,000 or less, a fee of \$10
18 \$20 and, if more than \$10,000, a fee of ~~0.1%~~ 0.2% of the value of the property subject
19 to administration, less encumbrances, liens or charges. The register in probate may
20 not base a fee under this subdivision upon the value of property that is not subject
21 to administration.

22 *b0872/2.2* SECTION 3835h. 814.66 (1) (b) 2. of the statutes is amended to
23 read:

24 814.66 (1) (b) 2. For filing a petition for guardianship of the estate under ch.
25 880 or an application for conservatorship under ch. 880, if the value of the property,

1 less encumbrances, liens or charges, is \$10,000 or less, a fee of \$10 ~~\$20~~ and, if more
2 than \$10,000, a fee of 0.1% 0.2% of the value of the property, less encumbrances, liens
3 or charges.

4 *b0872/2.2* SECTION 3835i. 814.66 (3) of the statutes is amended to read:

5 814.66 (3) The register in probate shall, on the first Monday of each month, pay
6 into the office of the county treasurer all fees collected by him or her and in his or her
7 hands and still unclaimed as of that day. Each county treasurer shall make a report
8 under oath to the state treasurer on or before the 5th day of January, April, July and
9 October of all fees received by him or her under sub. (1) (a) to (f) up to the first day
10 of each of those months and shall at the same time pay 50% 66.67% of the fees to the
11 state treasurer for deposit in the general fund. Each county treasurer shall retain
12 the balance of fees received by him or her under this section for the use of the county.

13 *b1287/2.5* SECTION 3836dd. 814.67 (1) (am) of the statutes is created to read:

14 814.67 (1) (am) For witnesses attending before a circuit court, \$16 per day.

15 *b1287/2.5* SECTION 3836f. 814.67 (1) (b) (intro.) of the statutes is amended
16 to read:

17 814.67 (1) (b) (intro.) For attending before ~~any other court~~ the court of appeals
18 or the supreme court:

19 *b1287/2.5* SECTION 3836g. 814.67 (1) (b) 2. of the statutes is amended to read:

20 814.67 (1) (b) 2. For interpreters, ~~\$35 per one-half day~~ a fee determined by the
21 supreme court.

22 *b0703/1.2* SECTION 3836r. 814.69 (1) (b) of the statutes is amended to read:

23 814.69 (1) (b) For a transcript under s. 757.57 (5), a fee from the party
24 requesting the transcript at the rate of \$1.75 \$2.25 per 25–line page for the original
25 and 60 50 cents per 25–line page for each copy. If the request is by the state or any

1 political subdivision thereof, the fees of the reporter shall be at the rates provided in
2 par. (a).

3 ***b0703/1.2* SECTION 3836s.** 814.69 (1) (bm) of the statutes is created to read:

4 814.69 (1) (bm) If a party requests that a transcript under s. 757.57 (5) be
5 prepared within 7 days after the request and the transcript is not required by
6 supreme court rule or statute to be prepared within that 7-day period, a fee in
7 addition to the fee under par. (b) of 75 cents per 25-line page for the original and 25
8 cents for each copy. The fee under this paragraph does not apply to a request made
9 by the state or a political subdivision of the state.

10 ***b1756/1.1* SECTION 3836t.** 818.05 of the statutes is amended to read:

11 **818.05 Bond, liability of plaintiff for support.** Before making the order for
12 arrest the court or judge shall require a bond of the plaintiff, with or without sureties,
13 to the effect that if the plaintiff fails to recover, the plaintiff will pay all costs that may
14 be awarded to the defendant and all damages which the defendant may sustain by
15 reason of the arrest, not exceeding the sum specified in the bond, which shall be at
16 least \$100. If the bond be executed by the plaintiff without sureties the plaintiff shall
17 annex thereto an affidavit that the plaintiff is a resident and householder or
18 freeholder within the state and worth double the sum specified in the bond above all
19 of the plaintiff's debts and liabilities in property in this state not exempt from
20 execution. ~~The plaintiff shall be liable for support of the defendant while the~~
21 ~~defendant is in jail, as specified in s. 898.14 (1).~~ This section does not apply to an
22 order for arrest in an action to determine paternity or to any action under ch. 767
23 brought by the state or its designee.

24 ***-0433/4.1* SECTION 3843.** 867.035 (1) (a) (intro.) of the statutes is amended
25 to read:

1 867.035 (1) (a) (intro.) ~~Except as provided in~~ Subject to par. (bm), the
2 department of health and family services may collect from the property of a decedent,
3 including funds of a decedent that are held by the decedent immediately before death
4 in a joint account or a P.O.D. account, by affidavit under ~~this section~~ sub. (2) or by
5 lien under sub. (2m) an amount equal to the medical assistance that is recoverable
6 under s. 49.496 (3) (a), the long-term community support services under s. 46.27 that
7 is recoverable under s. 46.27 (7g) (c) 1., the family care benefit that is recoverable
8 under rules promulgated under s. 46.286 (7), or the aid under s. 49.68, 49.683, or
9 49.685 that is recoverable under s. 49.682 (2) (a) and that was paid on behalf of the
10 decedent or the decedent's spouse, if all of the following conditions are satisfied:

11 *~~0433/4.2~~* SECTION 3844. 867.035 (1) (a) 1. of the statutes is amended to read:

12 867.035 (1) (a) 1. No person files a petition for administration or summary
13 settlement or assignment of the decedent's estate within 20 days of death.

14 *~~0433/4.3~~* SECTION 3845. 867.035 (1) (bm) (intro.) of the statutes is amended
15 to read:

16 867.035 (1) (bm) (intro.) The department of health and family services ~~may not~~
17 ~~collect by affidavit under this section from any of~~ shall reduce the amount of its
18 recovery under par. (a) by up to the amount specified in s. 861.33 (2) if necessary to
19 allow the decedent's heirs or beneficiaries under the decedent's will to retain the
20 following personal property of the decedent:

21 *~~0433/4.4~~* SECTION 3846. 867.035 (1) (bm) 1. of the statutes is repealed.

22 *~~0433/4.5~~* SECTION 3847. 867.035 (1) (bm) 2. of the statutes is amended to
23 read:

24 867.035 (1) (bm) 2. Wearing apparel and jewelry held for personal use.

1 ***-0433/4.6*** SECTION 3848. 867.035 (1) (bm) 3. of the statutes is amended to
2 read:

3 867.035 (1) (bm) 3. Household furniture, furnishings, and appliances.

4 ***-0433/4.7*** SECTION 3849. 867.035 (1) (bm) 4. of the statutes is repealed and
5 recreated to read:

6 867.035 (1) (bm) 4. Other tangible personal property not used in trade,
7 agriculture, or other business, not exceeding in value the amount specified in s.
8 861.33 (1) (a) 4.

9 ***-0433/4.8*** SECTION 3850. 867.035 (2) of the statutes is amended to read:

10 867.035 (2) A person who possesses property of a decedent shall transmit the
11 property to the department of health and family services, if the conditions in sub. (1)
12 (a) 1. to 4. are satisfied, upon receipt of an affidavit by a person designated by the
13 secretary of health and family services to administer this section showing that the
14 conditions in sub. (1) (a) are satisfied department paid on behalf of the decedent or
15 the decedent's spouse recoverable benefits specified in sub. (1) (a). Upon transmittal,
16 the person is released from any obligation to other creditors or heirs of the decedent.

17 ***-0433/4.9*** SECTION 3851. 867.035 (2m) of the statutes is created to read:

18 867.035 (2m) (a) If the conditions in sub. (1) (a) 1., 2., and 4. are satisfied, the
19 department of health and family services shall have a lien in the amount that it may
20 recover under sub. (1) (a) on any interest in the decedent's home, as defined in s.
21 49.496 (1) (b), transferred under s. 867.03 (1g). The department may record the lien
22 in the office of the register of deeds of the county in which the real property is located.
23 The department may enforce the lien by foreclosure in the same manner as a
24 mortgage on real property, unless any of the following is alive:

25 1. The decedent's spouse.

1 2. A child of the decedent if the child is under age 21 or disabled, as defined in
2 s. 49.468 (1) (a) 1.

3 (b) If the conditions in sub. (1) (a) 1. to 4. are satisfied, the department of health
4 and family services shall have a lien in the amount that it may recover under sub.
5 (1) (a) on any interest in any real property of the decedent transferred under s. 867.03
6 (1g). The department may record the lien in the office of the register of deeds of the
7 county in which the real property is located and may enforce the lien by foreclosure
8 in the same manner as a mortgage on real property.

9 ***b1287/2.6* SECTION 3852d.** 885.37 (title) of the statutes is amended to read:

10 **885.37 (title) ~~Interpreters for persons with language difficulties or~~**
11 **~~hearing or speaking impairments in municipal courts and administrative~~**
12 **~~agency contested cases.~~**

13 ***b1287/2.6* SECTION 3852g.** 885.37 (1) (a) of the statutes is repealed.

14 ***b1287/2.6* SECTION 3852m.** 885.37 (1) (b) of the statutes is amended to read:

15 885.37 (1) (b) If a municipal court has notice that a person who ~~fits any of the~~
16 ~~criteria under par. (a) is a juvenile or parent subject to ch. 938, or who is a witness~~
17 in a proceeding under ch. 938, has a language difficulty because of the inability to
18 speak or understand English, has a hearing impairment, is unable to speak or has
19 a speech defect, the court shall make a factual determination of whether the
20 language difficulty or the hearing or speaking impairment is sufficient to prevent the
21 individual from communicating with his or her attorney, reasonably understanding
22 the English testimony or reasonably being understood in English. If the court
23 determines that an interpreter is necessary, the court shall advise the person that
24 he or she has a right to a qualified interpreter and that, if the person cannot afford
25 one, an interpreter will be provided for him or her at the public's expense. Any waiver

1 of the right to an interpreter is effective only if made voluntarily in person, in open
2 court and on the record.

3 ***b1287/2.6* SECTION 3852r.** 885.37 (2) of the statutes is amended to read:

4 885.37 (2) A municipal court may authorize the use of an interpreter in actions
5 or proceedings in addition to those specified in sub. (1) (b).

6 ***b1287/2.6* SECTION 3853g.** 885.37 (4) (a) of the statutes is repealed and
7 recreated to read:

8 885.37 (4) (a) The necessary expense of furnishing an interpreter for an
9 indigent person in a municipal court shall be paid by the municipality.

10 ***b1287/2.6* SECTION 3853m.** 885.37 (5) (a) of the statutes is amended to read:

11 885.37 (5) (a) If a municipal court under sub. (1) (b) or (2) or an agency under
12 sub. (3) decides to appoint an interpreter, the court or agency shall follow the
13 applicable procedure under par. (b) or (c).

14 ***b1287/2.6* SECTION 3860m.** 885.38 of the statutes is created to read:

15 **885.38 Interpreters in circuit and appellate courts.** (1) In this section:

16 (a) “Court proceeding” means any proceeding before a court of record.

17 (b) “Limited English proficiency” means any of the following:

18 1. The inability, because of the use of a language other than English, to
19 adequately understand or communicate effectively in English in a court proceeding.

20 2. The inability, due to a speech impairment, hearing loss, deafness,
21 deaf-blindness, or other disability, to adequately hear, understand, or communicate
22 effectively in English in a court proceeding.

23 (c) “Qualified interpreter” means a person who is able to do all of the following:

24 1. Readily communicate with a person who has limited English proficiency.

1 2. Orally transfer the meaning of statements to and from English and the
2 language spoken by a person who has limited English proficiency in the context of
3 a court proceeding.

4 3. Readily and accurately interpret for a person who has limited English
5 proficiency, without omissions or additions, in a manner that conserves the meaning,
6 tone, and style of the original statement, including dialect, slang, and specialized
7 vocabulary.

8 (2) The supreme court shall establish the procedures and policies for the
9 recruitment, training, and certification of persons to act as qualified interpreters in
10 a court proceeding and for the coordination, discipline, retention, and training of
11 those interpreters.

12 (3) (a) In criminal proceedings and in proceedings under ch. 48, 51, 55, or 938,
13 if the court determines that the person has limited English proficiency and that an
14 interpreter is necessary, the court shall advise the person that he or she has the right
15 to a qualified interpreter and that, if the person cannot afford one, an interpreter will
16 be provided at the public's expense if the person is one of the following:

17 1. A party in interest.

18 2. A witness, while testifying in a court proceeding.

19 3. An alleged victim, as defined in s. 950.02 (4).

20 4. A parent or legal guardian of a minor party in interest or the legal guardian
21 of a party in interest.

22 5. Another person affected by the proceedings, if the court determines that the
23 appointment is necessary and appropriate.

24 (b) The court may appoint more than one qualified interpreter in a court
25 proceeding when necessary.

1 (c) If a person with limited English proficiency, as defined in sub. (1) (b) 2., is
2 part of a jury panel in a court proceeding, the court shall appoint a qualified
3 interpreter for that person.

4 (d) If a person with limited English proficiency requests the assistance of the
5 clerk of circuit courts regarding a legal proceeding, the clerk may provide the
6 assistance of a qualified interpreter to respond to the person's inquiry.

7 (e) A qualified interpreter appointed under this subsection may, with the
8 approval of the court, provide interpreter services outside the court room that are
9 related to the court proceedings, including during court-ordered psychiatric or
10 medical exams or mediation.

11 (f) A court may authorize the use of a qualified interpreter in actions or
12 proceedings in addition to those specified in par. (a).

13 (4) (a) The court may accept the waiver of the right to a qualified interpreter
14 by a person with limited English proficiency at any point in the court proceeding if
15 the court advises the person of the nature and effect of the waiver and determines
16 on the record that the waiver has been made knowingly, intelligently, and
17 voluntarily.

18 (b) At any point in the court proceeding, for good cause, the person with limited
19 English proficiency may retract his or her waiver and request that a qualified
20 interpreter be appointed.

21 (5) Every qualified interpreter, before commencing his or her duties in a court
22 proceeding, shall take a sworn oath that he or she will make a true and impartial
23 interpretation. The supreme court may approve a uniform oath for qualified
24 interpreters.

1 (6) Any party to a court proceeding may object to the use of any qualified
2 interpreter for good cause. The court may remove a qualified interpreter for good
3 cause.

4 (7) The delay resulting from the need to locate and appoint a qualified
5 interpreter may constitute good cause for the court to toll the time limitations in the
6 court proceeding.

7 (8) (a) Except as provided in par. (b), the necessary expenses of providing
8 qualified interpreters to indigent persons with limited English proficiency under
9 this section shall be paid as follows:

10 1. The county in which the circuit court is located shall pay the expenses in all
11 proceedings before a circuit court and when the clerk of circuit court uses a qualified
12 interpreter under sub. (3) (d). The county shall be reimbursed as provided in s.
13 758.19 (8) for expenses paid under this subdivision.

14 2. The court of appeals shall pay the expenses in all proceedings before the court
15 of appeals.

16 3. The supreme court shall pay the expenses in all proceedings before the
17 supreme court.

18 (b) The state public defender shall pay the expenses for interpreters assisting
19 the state public defender in representing an indigent person in preparing for court
20 proceedings.

21 ***b0218/2.1* SECTION 3862c.** 891.45 of the statutes is renumbered 891.45 (2)
22 and amended to read:

23 891.45 (2) In any proceeding involving the application by a state, county, or
24 municipal fire fighter or his or her beneficiary for disability or death benefits under
25 s. 66.191, 1981 stats., or s. 40.65 (2) or any pension or retirement system applicable

1 to fire fighters, where at the time of death or filing of application for disability
2 benefits the deceased or disabled ~~municipal~~ fire fighter had served a total of 5 years
3 as a state, county, or municipal fire fighter and a qualifying medical examination
4 given prior to the time of his or her ~~joining the department~~ becoming a state, county,
5 or municipal fire fighter showed no evidence of heart or respiratory impairment or
6 disease, and where the disability or death is found to be caused by heart or
7 respiratory impairment or disease, such finding shall be presumptive evidence that
8 such impairment or disease was caused by such employment. ~~In this section,~~
9 ~~“municipal fire fighter” includes any person designated as primarily a fire fighter~~
10 ~~under s. 61.66 (2) and any person under s. 61.66 whose duties as a fire fighter during~~
11 ~~the 5-year qualifying period took up at least two-thirds of his or her working hours.~~

12 *b0218/2.1* SECTION 3862h. 891.45 (1) of the statutes is created to read:

13 891.45 (1) In this section:

14 (a) “County fire fighter” means any person employed by a county whose duties
15 primarily include active fire suppression or prevention.

16 (b) “Municipal fire fighter” includes any person designated as primarily a fire
17 fighter under s. 61.66 (2) and any person under s. 61.66 whose duties as a fire fighter
18 during the 5-year qualifying period took up at least two-thirds of his or her working
19 hours.

20 (c) “State fire fighter” means any person employed by the state whose duties
21 primarily include active fire suppression or prevention and who is a protective
22 occupation participant, as defined in s. 40.02 (48).

23 *b0218/2.1* SECTION 3862p. 891.455 (1) of the statutes is amended to read:

24 891.455 (1) In this section, “state, county, or municipal fire fighter” means a
25 ~~municipal~~ fire fighter who is covered under s. 891.45 and any person under s. 61.66

1 whose duties as a fire fighter during the 10-year qualifying period specified in sub.
2 (2) took up at least two-thirds of his or her working hours.

3 ***b0218/2.1* SECTION 3862t.** 891.455 (2) of the statutes is amended to read:

4 891.455 (2) ~~Beginning with applications submitted by a municipal fire fighter~~
5 ~~or his or her beneficiary on May 12, 1998, in~~ In any proceeding involving an
6 application by a state, county, or municipal fire fighter or his or her beneficiary for
7 disability or death benefits under ~~s. 66.191, 1981 stats., or~~ s. 40.65 (2) or any pension
8 or retirement system applicable to fire fighters, where at the time of death or filing
9 of application for disability benefits the deceased or disabled ~~municipal fire fighter~~
10 had served a total of 10 years as a state, county, or municipal fire fighter and a
11 qualifying medical examination given prior to the time of his or her ~~joining the~~
12 ~~department~~ becoming a state, county, or municipal fire fighter showed no evidence
13 of cancer, and where the disability or death is found to be caused by cancer, such
14 finding shall be presumptive evidence that the cancer was caused by such
15 employment.

16 ***b0459/2.1* SECTION 3862w.** 893.335 of the statutes is created to read:

17 **893.335 Actions concerning property development rights.** (1) In this
18 section:

19 (a) “Nonprofit organization” means an organization defined in s. 94.10 (1) (b)
20 that has jointly pursued or is currently pursuing the acquisition of property
21 development rights with the state, a state agency, or a political subdivision.

22 (b) “Political subdivision” means a city, village, town, or county, or a
23 department, division board, or other agency of a city, village, town, or county.

24 (c) “Property development rights” means the holder’s nonpossessory interest
25 in real property imposing any limitation or affirmative obligation the purpose of

1 which may include retaining or protecting natural, scenic, or open space values of
2 real property, assuring the availability of real property for agricultural, forest,
3 recreational, or open space use, protecting natural resources, maintaining or
4 enhancing air or water quality, preserving a burial site, as defined in s. 157.70 (1) (b),
5 or preserving the historical, architectural, archaeological, or cultural aspects of real
6 property.

7 (d) “Value” means the amount paid for comparable property development
8 rights in an arm’s-length sale completed within 12 months before the sale in
9 question.

10 (2) (a) A person who sells the property development rights for a period of 30
11 years or longer in real property or his or her heir or devisee shall bring an action
12 within one year after the sale of the property development rights to recover the
13 difference between the value of the property development rights and the sale price
14 of those rights or be barred.

15 (b) A person may bring an action under this subsection only if all of the
16 following conditions are met:

17 1. The purchaser is a nonprofit organization, the state, an agency of the state,
18 or a political subdivision.

19 2. The amount paid for the property development rights was at least 5% below
20 the value of the property development rights.

21 (c) If the transfer of the property development rights involved a gift, a person
22 may only recover for the portion of the transfer that was not a gift.

23 (4) If the person under sub. (2) is successful in obtaining a judgment under this
24 section, the court shall include in the judgment compounded interest from the date

1 that the property was sold, using the interest rate charged for delinquent property
2 taxes by the county in which the property is located.

3 ***b0618/1.1* SECTION 3862x.** 893.587 of the statutes is amended to read:

4 **893.587 Incest Sexual assault of a child; limitation.** An action to recover
5 damages for injury caused by incest an act that would constitute a violation of s.
6 948.02, 948.025, 948.06, or 948.095 shall be commenced within 2 5 years after the
7 plaintiff discovers the fact and the probable cause, or with the exercise of reasonable
8 diligence should have discovered the fact and the probable cause, of the injury,
9 whichever occurs first. This section does not shorten the period to commence an
10 action provided under s. 893.16 (1).

11 ***b1524/1.22* SECTION 3862yg.** 893.66 (title) of the statutes is amended to
12 read:

13 **893.66 (title) ~~Accountants~~ Certified public accountants; limitations of**
14 **actions.**

15 ***b1524/1.22* SECTION 3862yr.** 893.66 (1) of the statutes is amended to read:

16 893.66 (1) Except as provided in subs. (1m) to (4), an action to recover damages,
17 based on tort, contract or other legal theory, against any certified public accountant
18 licensed or certified under ch. 442 for an act or omission in the performance of
19 professional accounting services shall be commenced within 6 years from the date
20 of the act or omission or be barred.

21 ***-1528/8.30* SECTION 3863.** 895.11 of the statutes is created to read:

22 **895.11 Payments under the tobacco settlement agreement. (1)** In this
23 section, “tobacco settlement agreement” means the Attorneys General Master
24 Tobacco Settlement Agreement of November 23, 1998.

25 **(2)** The state’s participation in the tobacco settlement agreement is affirmed.

1 **(3)** All payments received and to be received by the state under the tobacco
2 settlement agreement are the property of the state, to be used as provided by law,
3 including a sale, assignment, or transfer of the right to receive the payments under
4 s. 16.63. No political subdivision of the state, and no officer or agent of any political
5 subdivision of the state, shall have or seek to maintain any claim related to the
6 tobacco settlement agreement or any claim against any party that was released from
7 liability by the state under the tobacco settlement agreement.

8 *~~0549/1.19~~* **SECTION 3864.** 895.483 (title) of the statutes is amended to read:
9 **895.483 (title) Civil liability exemption; regional and county local**
10 **emergency response teams and their sponsoring agencies.**

11 *~~0549/1.20~~* **SECTION 3865.** 895.483 (2) of the statutes is amended to read:
12 895.483 **(2)** A ~~county~~ local emergency response team, a member of such a team
13 and the county, city, village, or town that contracts to provide the emergency response
14 team to the county are immune from civil liability for acts or omissions related to
15 carrying out responsibilities pursuant to a designation under s. 166.21 (2m) (e).

16 *~~b2221/3.145~~* **SECTION 3866d.** 895.52 (2) (a) 2. of the statutes is amended to
17 read:

18 895.52 **(2)** (a) 2. A duty to inspect the property, except as provided under ~~s.~~ ss.
19 23.115 (2) and 28.045 (3).

20 *~~b2221/3.145~~* **SECTION 3866h.** 895.52 (3) (b) of the statutes is amended to
21 read:

22 895.52 **(3)** (b) A death or injury caused by a malicious act or by a malicious
23 failure to warn against an unsafe condition of which an officer, employee or agent
24 knew, which occurs on property designated by the department of natural resources

1 under s. 23.115, designated by the department of forestry under s. 28.045 or
2 designated by another state agency for a recreational activity.

3 *b2221/3.145* SECTION 3866p. 895.53 (1) (am) of the statutes is created to
4 read:

5 895.53 (1) (am) “State forest ranger” means a person appointed as a state forest
6 ranger by the department of forestry under s. 28.92.

7 *b2221/3.145* SECTION 3866t. 895.53 (2) of the statutes is amended to read:

8 895.53 (2) Any person withdrawing blood at the request of a traffic officer, law
9 enforcement officer, state forest ranger, or conservation warden for the purpose of
10 determining the presence or quantity of alcohol, controlled substances, controlled
11 substance analogs or any combination of alcohol, controlled substances and
12 controlled substance analogs is immune from any civil or criminal liability for the
13 act, except for civil liability for negligence in the performance of the act.

14 *b1403/4.1* SECTION 3871t. 895.80 (1) of the statutes is amended to read:

15 895.80 (1) Any person who suffers damage or loss by reason of intentional
16 conduct that occurs on or after November 1, 1995, and that is prohibited under s.
17 943.01, 943.20, 943.21, 943.24, 943.26, 943.34, 943.395, 943.41, 943.50 ~~or~~, 943.61, or
18 943.76, or by reason of intentional conduct that occurs on or after April 28, 1998, and
19 that is prohibited under s. 943.201, has a cause of action against the person who
20 caused the damage or loss.

21 *b1403/4.1* SECTION 3871u. 895.80 (3m) of the statutes is created to read:

22 895.80 (3m) (a) In this subsection, “plant” includes the material taken,
23 extracted, or harvested from a plant, or a seed or other plant material that is being
24 used or that will be used to grow or develop a plant.

1 (b) If the violation of s. 943.01 (1) involves the circumstances under s. 943.01
2 (2d), the court may award a prevailing plaintiff the reasonable attorney fees incurred
3 in litigating the action and, when determining the damages recoverable under sub.
4 (3), shall include the market value of the plant before the damage or destruction, and
5 the costs of production, research, testing, replacement, and plant development
6 directly related to the plant that has been damaged or destroyed.

7 ***b1403/4.1* SECTION 3871w.** 895.80 (5) of the statutes is amended to read:

8 895.80 (5) No person may bring a cause of action under both this section and
9 s. 95.195, 943.212, 943.245 or 943.51 regarding the same incident or occurrence. If
10 the plaintiff has a cause of action under both this section and s. 943.212, 943.245 or
11 943.51 regarding the same incident or occurrence, the plaintiff may choose which
12 action to bring. If the plaintiff has a cause of action under both this section and s.
13 95.195, the plaintiff must bring the action under s. 95.195.

14 ***b2034/1.5* SECTION 3871x.** 895.81 of the statutes is created to read:

15 **895.81 Civil action for domestic abuse or sexual assault. (1)** Any person
16 who suffers damages as the result of intentional conduct that is prohibited under s.
17 940.225, or as the result of domestic abuse, as defined in s. 813.12 (1) (a), has a cause
18 of action against the person who caused the damage.

19 (2) The burden of proof in a civil action under sub. (1) is with the person who
20 suffers damage or loss to prove his or her case by a preponderance of the credible
21 evidence.

22 (3) If the plaintiff prevails in a civil action under sub. (1), he or she may recover
23 all of the following:

24 (a) Treble damages.

25 (b) All costs of investigation and litigation that were reasonably incurred.

1 (4) A person may bring a civil action under sub. (1) regardless of whether there
2 has been a criminal action related to the loss or damage under sub. (1) and regardless
3 of the outcome of any such criminal action.

4 *b1756/1.2* SECTION 3871y. 898.14 of the statutes is repealed.

5 *-0094/5.13* SECTION 3872. 905.015 of the statutes is amended to read:

6 **905.015 Interpreters for persons with language difficulties, limited**
7 **English proficiency, or hearing or speaking impairments.** If an interpreter
8 for a person with a language difficulty, limited English proficiency, as defined in s.
9 885.38 (1) (b), or a hearing or speaking impairment interprets as an aid to a
10 communication which is privileged by statute, rules adopted by the supreme court,
11 or the U.S. or state constitution, the interpreter may be prevented from disclosing
12 the communication by any person who has a right to claim the privilege. The
13 interpreter may claim the privilege but only on behalf of the person who has the
14 right. The authority of the interpreter to do so is presumed in the absence of evidence
15 to the contrary.

16 *b0974/1.1* SECTION 3872v. 908.03 (6m) (b) (intro.) of the statutes is amended
17 to read:

18 908.03 (6m) (b) *Authentication witness unnecessary.* (intro.) ~~A~~ The testimony
19 of a custodian or other qualified witness required by sub. (6) is unnecessary if the
20 party who intends to offer health care provider records into evidence at a trial or
21 hearing does one of the following at least 40 20 days before the trial or hearing:

22 *b2030/1.2* SECTION 3872x. 908.03 (6m) (d) of the statutes is amended to read:

23 908.03 (6m) (d) *Fees.* ~~The~~ Before January 1, 2003, the department of health
24 and family services shall, by rule, prescribe uniform fees that are based on an
25 approximation of ~~the~~ actual costs. The fees, plus applicable tax, are the maximum

1 amount that a health care provider may charge ~~under par. (e) 3.~~ for certified duplicate
2 patient health care records. The rule shall also allow the health care provider to
3 charge for actual postage or other actual delivery costs. The commencement of an
4 action is not a prerequisite for the application of this paragraph.

5 *b2030/1.2* SECTION 3872y. 908.03 (6m) (d) of the statutes, as affected by 2001
6 Wisconsin Act ... (this act), is amended to read:

7 908.03 (6m) (d) *Fees.* ~~Before January 1, 2003~~ After December 31, 2002, the
8 department of health and family services shall, by rule, prescribe uniform fees that
9 are based on an approximation of actual costs. The fees, plus applicable tax, are the
10 maximum amount that a health care provider may charge for certified duplicate
11 patient health care records. The rule shall also allow the health care provider to
12 charge for actual postage or other actual delivery costs. ~~The commencement of an~~
13 ~~action is not a prerequisite for the application of this paragraph~~ For duplicate patient
14 health care records and duplicate X-ray reports or the referral of X-rays to another
15 health care provider that are requested before commencement of an action, s. 146.83
16 (1) (b) and (c) and (3m) applies.

17 *b1827/1.3* SECTION 3876x. 938.02 (15) of the statutes is amended to read:

18 938.02 (15) “Relative” means a parent, grandparent, greatgrandparent,
19 stepparent, brother, sister, first cousin, nephew, niece, uncle, or aunt, whether by
20 blood, marriage, or adoption.

21 *b1310/2.1* SECTION 3878. 938.17 (2) (d) of the statutes is amended to read:

22 938.17 (2) (d) If a municipal court finds that the juvenile violated a municipal
23 ordinance other than an ordinance enacted under s. 118.163 or an ordinance that
24 conforms to s. 125.07 (4) (a) or (b), 125.085 (3) (b), 125.09 (2), 961.573 (2), 961.574 (2)
25 or 961.575 (2), the court shall enter any of the dispositional orders permitted under

1 s. 938.343 that are authorized under par. (cm). If a juvenile fails to pay the forfeiture
2 imposed by the municipal court, the court may not impose a jail sentence but may
3 suspend any license issued under ch. 29 for not less than 30 days nor more than 5
4 years, or, ~~unless the forfeiture was imposed for violating an ordinance unrelated to~~
5 ~~the juvenile's operation of a motor vehicle, may suspend the juvenile's operating~~
6 ~~privilege, as defined in s. 340.01 (40), for not less than 30 days nor more than 5 years~~
7 more than 2 years. If a court suspends a license or privilege under this section, the
8 court shall immediately take possession of the applicable license and forward it to
9 the department that issued the license, together with the notice of suspension clearly
10 stating that the suspension is for failure to pay a forfeiture imposed by the court. If
11 the forfeiture is paid during the period of suspension, the court shall immediately
12 notify the department, which shall thereupon return the license to the person.

13 *b0929/1.3* SECTION 3878e. 938.17 (2) (h) 1. of the statutes is amended to
14 read:

15 938.17 (2) (h) 1. If a juvenile who has violated a municipal ordinance, other
16 than an ordinance enacted under s. 118.163 (1m) or (2), violates a condition of his or
17 her dispositional order, the municipal court may impose on the juvenile any of the
18 sanctions specified in s. 938.355 (6) (d) 2. to ~~4.~~ 5. that are authorized under par. (cm)
19 except for monitoring by an electronic monitoring system or may petition the court
20 assigned to exercise jurisdiction under this chapter and ch. 48 to impose on the
21 juvenile the sanction specified in s. 938.355 (6) (d) 1. or home detention with
22 monitoring by an electronic monitoring system as specified in s. 938.355 (6) (d) 3., if
23 authorized under par. (cm), if at the time of judgment the court explained the
24 conditions to the juvenile and informed the juvenile of the possible sanctions under
25 s. 938.355 (6) (d) that are authorized under par. (cm) for a violation or if before the

1 violation the juvenile has acknowledged in writing that he or she has read, or has had
2 read to him or her, those conditions and possible sanctions and that he or she
3 understands those conditions and possible sanctions.

4 ***b0924/2.5* SECTION 3879d.** 938.183 (3) of the statutes is amended to read:

5 938.183 (3) When a juvenile who is subject to a criminal penalty under sub.
6 (1m) or (2) attains the age of 17 years, the department may place the juvenile in a
7 state prison named in s. 302.01, except that the department may not place any person
8 under the age of 18 years in the correctional institution authorized in s. 301.16 (1n).

9 If a juvenile who is subject to a criminal penalty under sub. (1m) or (2) is 15 years
10 of age or over, the department may transfer the juvenile to the Racine youthful
11 offender correctional facility named in s. 302.01 as provided in s. 938.357 (4) (d). A
12 juvenile who is subject to a criminal penalty under sub. (1m) or (2) for an act
13 committed before December 31, 1999, is eligible for parole under s. 304.06.

14 ***-0446/2.1* SECTION 3881.** 938.19 (1) (d) 6. of the statutes is amended to read:

15 938.19 (1) (d) 6. The juvenile has violated ~~the terms~~ a condition of
16 court-ordered supervision or aftercare supervision administered by the department
17 or a county department, a condition of the juvenile's placement in a Type 2 secured
18 correctional facility or a Type 2 child caring institution, or a condition of the juvenile's
19 participation in the intensive supervision program under s. 938.534.

20 ***-0446/2.2* SECTION 3882.** 938.20 (2) (cm) of the statutes is amended to read:

21 938.20 (2) (cm) If the juvenile has violated ~~the terms~~ a condition of aftercare
22 supervision administered by the department or a county department, a condition of
23 the juvenile's placement in a Type 2 secured correctional facility or a Type 2 child
24 caring institution, or a condition of the juvenile's participation in the intensive
25 supervision program under s. 938.534, the person who took the juvenile into custody

1 may release the juvenile to the department or county department, whichever has
2 aftercare supervision over the juvenile.

3 ***-0446/2.3* SECTION 3883.** 938.20 (7) (c) 1m. of the statutes is amended to read:

4 938.20 (7) (c) 1m. In the case of a juvenile who has violated ~~the terms a~~
5 condition of aftercare supervision administered by the department or a county
6 department, a condition of the juvenile's placement in a Type 2 secured correctional
7 facility or a Type 2 child caring institution, or a condition of the juvenile's
8 participation in the intensive supervision program under s. 938.534, to the
9 department or county department, whichever has ~~aftercare~~ supervision of the
10 juvenile.

11 ***-0446/2.4* SECTION 3884.** 938.20 (8) of the statutes is amended to read:

12 938.20 (8) If a juvenile is held in custody, the intake worker shall notify the
13 juvenile's parent, guardian, and legal custodian of the reasons for holding the
14 juvenile in custody and of the juvenile's whereabouts unless there is reason to believe
15 that notice would present imminent danger to the juvenile. If a juvenile who has
16 violated ~~the terms a condition~~ of aftercare supervision administered by the
17 department or a county department, a condition of the juvenile's placement in a Type
18 2 secured correctional facility or a Type 2 child caring institution, or a condition of
19 the juvenile's participation in the intensive supervision program under s. 938.534 is
20 held in custody, the intake worker shall also notify the department or county
21 department, whichever has supervision over the juvenile, of the reasons for holding
22 the juvenile in custody, of the juvenile's whereabouts, and of the time and place of the
23 detention hearing required under s. 938.21. The parent, guardian, and legal
24 custodian shall also be notified of the time and place of the detention hearing
25 required under s. 938.21, the nature and possible consequences of that hearing, and

1 the right to present and cross-examine witnesses at the hearing. If the parent,
2 guardian, or legal custodian is not immediately available, the intake worker or
3 another person designated by the court shall provide notice as soon as possible.
4 When the juvenile is alleged to have committed a delinquent act, the juvenile shall
5 receive the same notice about the detention hearing as the parent, guardian, or legal
6 custodian. The intake worker shall notify both the juvenile and the juvenile's parent,
7 guardian, or legal custodian.

8 *~~0446/2.5~~* SECTION 3885. 938.205 (1) (c) of the statutes is amended to read:
9 938.205 (1) (c) That the juvenile will run away or be taken away so as to be
10 unavailable for proceedings of the court or its officers ~~or~~, proceedings of the division
11 of hearings and appeals in the department of administration for revocation of
12 aftercare supervision, or action by the department or county department relating to
13 a violation of a condition of the juvenile's placement in a Type 2 secured correctional
14 facility or a Type 2 child caring institution or a condition of the juvenile's
15 participation in the intensive supervision program under s. 938.534.

16 *~~0446/2.6~~* SECTION 3886. 938.208 (1) (intro.) of the statutes is amended to
17 read:

18 938.208 (1) (intro.) Probable cause exists to believe that the juvenile has
19 committed a delinquent act and either presents a substantial risk of physical harm
20 to another person or a substantial risk of running away so as to be unavailable for
21 a court hearing ~~or~~, a revocation hearing ~~for juveniles on~~ of aftercare supervision
22 hearing, or action by the department or county department relating to a violation of
23 a condition of the juvenile's placement in a Type 2 secured correctional facility or a
24 Type 2 child caring institution or a condition of the juvenile's participation in the
25 intensive supervision program under s. 938.534. For juveniles who have been

1 adjudged delinquent, the delinquent act referred to in this section may be the act for
2 which the juvenile was adjudged delinquent. If the intake worker determines that
3 any of the following conditions applies, the juvenile is considered to present a
4 substantial risk of physical harm to another person:

5 ***b1428/1.3* SECTION 3887.** 938.21 (5) (b) of the statutes is renumbered 938.21
6 (5) (b) (intro.) and amended to read:

7 938.21 (5) (b) (intro.) An order relating to a juvenile held in custody outside of
8 his or her home shall also describe include all of the following:

9 1. A description of any efforts that were made to permit the juvenile to remain
10 at home and the services that are needed to ensure the juvenile's well-being, to
11 enable the juvenile to return safely to his or her home, and to involve the parents in
12 planning for the juvenile.

13 ***b1428/1.3* SECTION 3888.** 938.21 (5) (b) 2. of the statutes is created to read:

14 938.21 (5) (b) 2. If the juvenile is held in custody outside the home in a
15 placement recommended by the intake worker, a statement that the court approves
16 the placement recommended by the intake worker or, if the juvenile is placed outside
17 the home in a placement other than a placement recommended by the intake worker,
18 a statement that the court has given bona fide consideration to the recommendations
19 made by the intake worker and all parties relating to the placement of the juvenile.

20 ***b0929/1.4* SECTION 3889e.** 938.245 (2) (a) 9m. of the statutes is created to
21 read:

22 938.245 (2) (a) 9m. That the juvenile report to a youth report center after
23 school, in the evening, on weekends, on other nonschool days, or at any other time
24 that the juvenile is not under immediate adult supervision, for participation in the
25 social, behavioral, academic, community service, and other programming of the

1 center. Section 938.34 (5g) applies to any community service work performed by a
2 juvenile under this subdivision.

3 ***b0929/1.4* SECTION 3889g.** 938.245 (5) of the statutes is amended to read:
4 938.245 (5) A deferred prosecution agreement under sub. (2) (a) 1. to 8., (2g)
5 or (2v). may be terminated upon the request of the juvenile, parent, guardian, or legal
6 custodian.

7 ***b2217/2.7* SECTION 3889p.** 938.293 (2) of the statutes is amended to read:
8 938.293 (2) All records relating to a juvenile which are relevant to the subject
9 matter of a proceeding under this chapter shall be open to inspection by a guardian
10 ad litem or counsel for any party, upon demand and upon presentation of releases
11 where necessary, at least 48 hours before the proceeding. Persons entitled to inspect
12 the records may obtain copies of the records with the permission of the custodian of
13 the records or with the permission of the court. The court may instruct counsel not
14 to disclose specified items in the materials to the juvenile or the parent if the court
15 reasonably believes that the disclosure would be harmful to the interests of the
16 juvenile. ~~Sections~~ Section 971.23 and ~~972.11 (5)~~ shall be applicable in all delinquency
17 proceedings under this chapter, except that the court shall establish the timetable
18 for the disclosures required under ss. s. 971.23 (1), (2m) and, (8), and ~~972.11 (5) (9)~~.

19 ***b2217/2.7* SECTION 3889r.** 938.299 (4) (a) of the statutes is amended to read:
20 938.299 (4) (a) Chapters 901 to 911 govern the presentation of evidence at the
21 fact-finding hearing under s. 938.31. ~~Section 972.11 (5) applies at fact-finding~~
22 ~~proceedings in all delinquency proceedings under this chapter.~~

23 ***-0094/5.14* SECTION 3890.** 938.315 (1) (h) of the statutes is created to read:
24 938.315 (1) (h) Any period of delay resulting from the need to appoint a
25 qualified interpreter.

1 ***b0929/1.5* SECTION 3890e.** 938.32 (1) (a) of the statutes is amended to read:

2 938.32 (1) (a) At any time after the filing of a petition for a proceeding relating
3 to s. 938.12 or 938.13 and before the entry of judgment, the judge or juvenile court
4 commissioner may suspend the proceedings and place the juvenile under
5 supervision in the juvenile's own home or present placement. The court may
6 establish terms and conditions applicable to the parent, guardian, or legal custodian,
7 and to the juvenile, including any of the conditions specified in subs. (1d), (1g), (1m),
8 (1p), (1t), (1v), and (1x). The order under this section shall be known as a consent
9 decree and must be agreed to by the juvenile; the parent, guardian, or legal
10 custodian; and the person filing the petition under s. 938.25. If the consent decree
11 includes any conditions specified in sub. (1g), the consent decree shall include
12 provisions for payment of the services as specified in s. 938.361. The consent decree
13 shall be reduced to writing and given to the parties.

14 ***b0929/1.5* SECTION 3890g.** 938.32 (1p) of the statutes is created to read:

15 938.32 (1p) The judge or juvenile court commissioner may establish as a
16 condition under sub. (1) that the juvenile report to a youth report center after school,
17 in the evening, on weekends, on other nonschool days, or at any other time that the
18 juvenile is not under immediate adult supervision, for participation in the social,
19 behavioral, academic, community service, and other programming of the center.
20 Section 938.34 (5g) applies to any community service work performed by a juvenile
21 under this subsection.

22 ***b0929/1.5* SECTION 3893t.** 938.34 (7j) of the statutes is created to read:

23 938.34 (7j) YOUTH REPORT CENTER. Order the juvenile to report to a youth report
24 center after school, in the evening, on weekends, on other nonschool days, or at any
25 other time that the juvenile is not under immediate adult supervision, for

1 participation in the social, behavioral, academic, community service, and other
2 programming of the center. Subsection (5g) applies to any community service work
3 performed by a juvenile under this subsection.

4 ***b1310/2.2* SECTION 3894.** 938.34 (8) of the statutes, as affected by 1999
5 Wisconsin Act 185, is amended to read:

6 938.34 (8) FORFEITURE. Impose a forfeiture based upon a determination that
7 this disposition is in the best interest of the juvenile and in aid of rehabilitation. The
8 maximum forfeiture that the court may impose under this subsection for a violation
9 by a juvenile is the maximum amount of the fine that may be imposed on an adult
10 for committing that violation or, if the violation is applicable only to a person under
11 18 years of age, \$100. Any such order shall include a finding that the juvenile alone
12 is financially able to pay the forfeiture and shall allow up to 12 months for payment.
13 If the juvenile fails to pay the forfeiture, the court may vacate the forfeiture and order
14 other alternatives under this section, in accordance with the conditions specified in
15 this chapter; or the court may suspend any license issued under ch. 29 for not less
16 than 30 days nor more than 5 years, ~~or, unless the forfeiture was imposed for~~
17 ~~violating an ordinance unrelated to the juvenile's operation of a motor vehicle, may~~
18 suspend the juvenile's operating privilege, as defined in s. 340.01 (40), for not more
19 than 2 years. If the court suspends any license under this subsection, the clerk of the
20 court shall immediately take possession of the suspended license and forward it to
21 the department which issued the license, together with a notice of suspension clearly
22 stating that the suspension is for failure to pay a forfeiture imposed by the court. If
23 the forfeiture is paid during the period of suspension, the suspension shall be reduced
24 to the time period which has already elapsed and the court shall immediately notify
25 the department which shall then return the license to the juvenile. Any recovery

1 under this subsection shall be reduced by the amount recovered as a forfeiture for
2 the same act under s. 938.45 (1r) (b).

3 ***b0929/1.5* SECTION 3894s.** 938.342 (1d) (c) of the statutes is created to read:

4 938.342 (1d) (c) Order the person to report to a youth report center after school,
5 in the evening, on weekends, on other nonschool days, or at any other time that the
6 person is not under immediate adult supervision, for participation in the social,
7 behavioral, academic, community service, and other programming of the center.
8 Section 938.34 (5g) applies to any community service work performed by a person
9 under this paragraph.

10 ***b0929/1.5* SECTION 3894t.** 938.342 (1g) (k) of the statutes is created to read:

11 938.342 (1g) (k) Order the person to report to a youth report center after school,
12 in the evening, on weekends, on other nonschool days, or at any other time that the
13 juvenile is not under immediate adult supervision, for participation in the social,
14 behavioral, academic, community service, and other programming of the center.
15 Section 938.34 (5g) applies to any community service work performed by a person
16 under this paragraph.

17 ***b1310/2.2* SECTION 3895.** 938.343 (2) of the statutes, as affected by 1999
18 Wisconsin Act 185, is amended to read:

19 938.343 (2) Impose a forfeiture not to exceed the maximum forfeiture that may
20 be imposed on an adult for committing that violation or, if the violation is only
21 applicable to a person under 18 years of age, \$50. Any such order shall include a
22 finding that the juvenile alone is financially able to pay and shall allow up to 12
23 months for the payment. If a juvenile fails to pay the forfeiture, the court may
24 suspend any license issued under ch. 29 or, ~~unless the forfeiture was imposed for~~
25 ~~violating an ordinance unrelated to the juvenile's operation of a motor vehicle, may~~

1 suspend the juvenile's operating privilege, as defined in s. 340.01 (40), for not less
2 more than 2 years. The court shall immediately take possession of the suspended
3 license and forward it to the department which issued the license, together with the
4 notice of suspension clearly stating that the suspension is for failure to pay a
5 forfeiture imposed by the court. If the forfeiture is paid during the period of
6 suspension, the court shall immediately notify the department, which will thereupon
7 return the license to the person. Any recovery under this subsection shall be reduced
8 by the amount recovered as a forfeiture for the same act under s. 938.45 (1r) (b).

9 *b0929/1.5* SECTION 3895f. 938.343 (3m) of the statutes is created to read:

10 938.343 (3m) Order the juvenile to report to a youth report center after school,
11 in the evening, on weekends, on other nonschool days, or at any other time that the
12 juvenile is not under immediate adult supervision, for participation in the social,
13 behavioral, academic, community service, and other programming of the center.
14 Section 938.34 (5g) applies to any community service work performed by a juvenile
15 under this subsection.

16 *b0929/1.5* SECTION 3895j. 938.344 (2g) (a) 5. of the statutes is created to
17 read:

18 938.344 (2g) (a) 5. Report to a youth report center after school, in the evening,
19 on weekends, on other nonschool days, or at any other time that the juvenile is not
20 under immediate adult supervision, for participation in the social, behavioral,
21 academic, community service, and other programming of the center. Section 938.34
22 (5g) applies to any community service work performed by a juvenile under this
23 subdivision.

24 *b1428/1.4* SECTION 3897. 938.355 (2) (b) 6m. of the statutes is created to
25 read:

1 938.355 (2) (b) 6m. If the juvenile is placed outside the home in a placement
2 recommended by the agency designated under s. 938.33 (1), a statement that the
3 court approves the placement recommended by the agency or, if the juvenile is placed
4 outside the home in a placement other than a placement recommended by that
5 agency, a statement that the court has given bona fide consideration to the
6 recommendations made by the agency and all parties relating to the juvenile's
7 placement.

8 ***b0929/1.5*** SECTION 3897v. 938.355 (6) (d) 5. of the statutes is created to read:

9 938.355 (6) (d) 5. Participation after school, in the evening, on weekends, on
10 other nonschool days, or at any other time that the juvenile is not under immediate
11 adult supervision, in the social, behavioral, academic, community service, and other
12 programming of a youth report center. Subdivision 4. and s. 938.34 (5g) apply to any
13 community service work performed by a juvenile under this subdivision.

14 ***-0446/2.7*** SECTION 3898. 938.355 (6d) (a) 4. of the statutes is created to read:

15 938.355 (6d) (a) 4. Subject to par. (d), subds. 1. and 2. do not preclude a juvenile
16 who has been adjudged delinquent and who has violated a condition specified in sub.
17 (2) (b) 7. from being taken into and held in custody under ss. 938.19 to 938.21.

18 ***-0446/2.8*** SECTION 3899. 938.355 (6d) (b) 4. of the statutes is created to read:

19 938.355 (6d) (b) 4. Subject to par. (d), subds. 1. and 2. do not preclude a juvenile
20 who has violated a condition of aftercare supervision administered by a county
21 department from being taken into and held in custody under ss. 938.19 to 938.21.

22 ***-0446/2.9*** SECTION 3900. 938.355 (6d) (c) 4. of the statutes is created to read:

23 938.355 (6d) (c) 4. Subject to par. (d), subds. 1. and 2. do not preclude a juvenile
24 who has been found to be in need of protection or services and who has violated a

1 condition specified in sub. (2) (b) 7. from being taken into and held in custody under
2 ss. 938.19 to 938.21.

3 ***b0929/1.6* SECTION 3900k.** 938.355 (6m) (a) (intro.) of the statutes is
4 amended to read:

5 938.355 (6m) (a) (intro.) If the court finds by a preponderance of the evidence
6 that a juvenile who has been found to have violated a municipal ordinance enacted
7 under s. 118.163 (2) or who has been found to be in need of protection or services
8 under s. 938.13 (6) has violated a condition specified under sub. (2) (b) 7., the court
9 may order as a sanction any combination of the sanctions specified in subds. 1g. to
10 ~~3.~~ 4. and the dispositions specified in s. 938.342 (1g) (d) to (j) and (1m), regardless of
11 whether the disposition was imposed in the order violated by the juvenile, if at the
12 dispositional hearing under s. 938.335 the court explained those conditions to the
13 juvenile and informed the juvenile of the possible sanctions under this paragraph for
14 a violation or if before the violation the juvenile has acknowledged in writing that
15 he or she has read, or has had read to him or her, those conditions and possible
16 sanctions and that he or she understands those conditions and possible sanctions.
17 The court may order as a sanction under this paragraph any of the following:

18 ***b0929/1.6* SECTION 3900n.** 938.355 (6m) (a) 4. of the statutes is created to
19 read:

20 938.355 (6m) (a) 4. Participation after school, in the evening, on weekends, on
21 other nonschool days, or at any other time that the juvenile is not under immediate
22 adult supervision, in the social, behavioral, academic, community service, and other
23 programming of a youth report center. Subdivision 2. and s. 938.34 (5g) apply to any
24 community service work performed by a juvenile under this subdivision.

1 ***b0929/1.6* SECTION 3900p.** 938.355 (6m) (ag) of the statutes is amended to
2 read:

3 938.355 (6m) (ag) If the court finds by a preponderance of the evidence that a
4 juvenile who has been found to have violated a municipal ordinance enacted under
5 s. 118.163 (1m) has violated a condition specified under sub. (2) (b) 7., the court may
6 order as a sanction any combination of the operating privilege suspension specified
7 in par. (a) and the dispositions specified in s. 938.342 (1g) (b) to ~~(j)~~ (k) and (1m),
8 regardless of whether the disposition was imposed in the order violated by the
9 juvenile, if at the dispositional hearing under s. 938.335 the court explained those
10 conditions to the juvenile and informed the juvenile of the possible sanctions under
11 this paragraph for a violation or if before the violation the juvenile has acknowledged
12 in writing that he or she has read, or has had read to him or her, those conditions and
13 possible sanctions and that he or she understands those conditions and possible
14 sanctions.

15 ***b1428/1.5* SECTION 3901.** 938.357 (2v) of the statutes is created to read:

16 938.357 (2v) If a hearing is held under sub. (1) or (2m) and the change in
17 placement would place the juvenile outside the home in a placement recommended
18 by the person or agency primarily responsible for implementing the dispositional
19 order, the change in placement order shall include a statement that the court
20 approves the placement recommended by the person or agency or, if the juvenile is
21 placed outside the home in a placement other than a placement recommended by that
22 person or agency, a statement that the court has given bona fide consideration to the
23 recommendations made by that person or agency and all parties relating to the
24 juvenile's placement.

25 ***-0449/4.6* SECTION 3902.** 938.357 (4) (b) 2. of the statutes is amended to read: