

2003 DRAFTING REQUEST

Bill

Received: **12/09/2002**

Received By: **rnelson2**

Wanted: **As time permits**

Identical to LRB: **03-0793**

For: **Scott Fitzgerald (608) 266-5660**

By/Representing: **Judy**

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

Drafter: **rnelson2**

May Contact:

Addl. Drafters:

Subject: **Correctional System - jails**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Fitzgerald@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Reimbursement of municipalities for prisoner costs

Instructions:

See Attached 01-1831

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>
/?	rnelson2 12/09/2002	jdye 12/09/2002		_____			Local
/1			chaskett 12/11/2002	_____	amentkow 12/11/2002	amentkow 12/11/2002	

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12/11/2002 11:03:25 AM

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FE Sent For:

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FE Sent For:

		1/12/02 AJLd	1/12/02 CP	1/12/02 rnelson2			
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2003 BILL

- 1 *Reger* AN ACT *to create* 302.373 of the statutes; **relating to:** prisoner reimbursement
2 to a municipality.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Corrections (DOC) may charge a prisoner for the some or all of the costs to DOC for the prisoner's incarceration in a state facility. The law allows the attorney general to bring a civil action to recover any costs DOC has not recovered. Current law also allows the county to seek reimbursement from a prisoner for any expenses incurred by the county for incarcerating a prisoner in a county jail who was sentenced for a crime. The county may commence an action in circuit court to obtain a judgment for the expenses, and must do so within 12 months after the release of the prisoner or be barred from bringing the action.

Under current law, a city, village, or town is required to pay expenses incurred by a county to imprison persons that a court orders imprisoned for failing to pay a forfeiture and assessments and costs related to a municipal ordinance violation. Under this bill, the city, village, or town may seek reimbursement from the prisoner for the amount paid to a county for the expenses incurred by the county to incarcerate the prisoner. The city, village, or town may commence an action in circuit court to obtain a judgment for the expenses, and must do so within 12 months after the release of the prisoner or be barred from bringing the action.

Mentkowski, Annie

From: Rhodes-Engels, Judi
Sent: Wednesday, December 11, 2002 10:50 AM
To: LRB.Legal
Subject: Draft review: LRB-1081/1 Topic: Reimbursement of municipalities for prisoner costs

It has been requested by <Rhodes-Engels, Judi> that the following draft be jacketed for the SENATE:

Draft review: LRB-1081/1 Topic: Reimbursement of municipalities for prisoner costs