

1 **SECTION 212.** 253.06 (5) (e) of the statutes is amended to read:

2 253.06 (5) (e) The suspension or termination of authorization of a vendor or
3 eligibility of a participant shall be effective beginning on the 15th day after receipt
4 of the notice of suspension or termination. All forfeitures, recoupments and
5 enforcement assessments shall be paid to the department within 15 days after
6 receipt of notice of assessment or, if the forfeiture, recoupment or enforcement
7 assessment is contested under sub. (6), within 10 days after receipt of the final
8 decision after exhaustion of administrative review, unless the final decision is
9 adverse to the department or unless the final decision is appealed and the decision
10 is stayed by court order under sub. (7). The department shall remit all forfeitures
11 paid to the ~~state treasurer~~ secretary of administration for deposit in the school fund.
12 The department shall deposit all enforcement assessments in the appropriation
13 under s. 20.435 (1) (gr).

14 History: 1985 a. 29; 1987 a. 27; 1989 a. 31; 1993 a. 27 s. 373; Stats. 1993 s. 253.06; 1995 a. 407; 1997 a. 27, 283.

14 **SECTION 213.** 254.45 (4) (b) of the statutes is amended to read:

15 254.45 (4) (b) The department shall remit all forfeitures paid to the state
16 ~~treasurer~~ secretary of administration for deposit in the school fund.

17 History: 1993 a. 27 s. 234; Stats. 1993 s. 254.45; 1995 a. 27 ss. 6340, 9116 (5); 1999 a. 9.

17 **SECTION 214.** 254.59 (2) of the statutes is amended to read:

18 254.59 (2) If a human health hazard is found on private property, the local
19 health officer shall notify the owner and the occupant of the property, by registered
20 mail with return receipt requested, of the presence of the human health hazard and
21 order its abatement or removal within 30 days of receipt of the notice. If the human
22 health hazard is not abated or removed by that date, the local health officer shall
23 immediately enter upon the property and abate or remove the human health hazard
24 or may contract to have the work performed. The human health hazard shall be

1 abated in a manner which is approved by the local health officer. The cost of the
2 abatement or removal may be recovered from the person permitting the violation or
3 may be paid by the municipal treasurer and the account, after being paid by the
4 treasurer, shall be filed with the municipal clerk, who shall enter the amount
5 chargeable to the property in the next tax roll in a column headed "For Abatement
6 of a Nuisance" as a special tax on the lands upon which the human health hazard was
7 abated, and the tax shall be collected as are other taxes. In case of railroads or other
8 lands not taxed in the usual way, the amount chargeable shall be certified by the
9 clerk to the ~~state treasurer~~ secretary of administration who shall add the amount
10 designated in the certificate to the sum due from the company owning, occupying or
11 controlling the land specified, and the ~~state treasurer~~ secretary of administration
12 shall collect the amount as prescribed in subch. I of ch. 76 and return the amount
13 collected to the town, city or village from which the certificate was received. Anyone
14 maintaining such a human health hazard may also be fined not more than \$300 or
15 imprisoned for not more than 90 days or both. The only defenses an owner may have
16 against the collection of a tax under this subsection are that no human health hazard
17 existed on the owner's property, that no human health hazard was corrected on the
18 owner's property, that the procedure outlined in this subsection was not followed or
19 any applicable defense under s. 74.33.

20 History: 1979 c. 102 s. 237, 176; 1981 c. 20 s. 2200; 1987 a. 378; 1993 a. 27 ss. 361, 363, 477; Stats. 1993 s. 254.59.

SECTION 215. 254.59 (5) of the statutes is amended to read:

21 254.59 (5) The cost of abatement or removal of a human health hazard under
22 this section may be at the expense of the municipality and may be collected from the
23 owner or occupant, or person causing, permitting or maintaining the human health
24 hazard, or may be charged against the premises and, upon certification of the local

1 health officer, assessed as are other special taxes. In cases of railroads or other lands
2 not taxed in the usual way, the amount chargeable shall be certified by the clerk to
3 ~~the state treasurer~~ secretary of administration who shall add the amount designated
4 in the certificate to the sum due from the company owning, occupying or controlling
5 the land specified, and the ~~state treasurer~~ secretary of administration shall collect
6 the amount as prescribed in subch. I of ch. 76 and return the amount collected to the
7 town, city or village from which the certificate was received. Anyone maintaining
8 such a human health hazard may also be fined not more than \$300 or imprisoned for
9 not more than 90 days or both. The only defenses an owner may have against the
10 collection of a tax under this subsection are that no human health hazard existed on
11 the owner's property, that no human health hazard was corrected on the owner's
12 property, that the procedure outlined in this subsection was not followed, or any
13 applicable defense under s. 74.33.

14 History: 1979 c. 102 s. 237, 176; 1981 c. 20 s. 2200; 1987 a. 378; 1993 a. 27 ss. 361, 363, 477; Stats. 1993 s. 254.59.

SECTION 216. 281.99 (4) of the statutes is amended to read:

15 281.99 (4) All forfeitures shall be paid to the department within 60 days after
16 receipt of the order or according to a schedule agreed to by the department and the
17 water system owner or operator or, if the forfeiture is contested under sub. (3), within
18 10 days after receipt of the final decision after exhaustion of administrative review,
19 unless the final decision is appealed and the order is stayed by court order. The
20 department shall remit all forfeitures paid to the ~~state treasurer~~ secretary of
21 administration for deposit in the school fund.

22 History: 1997 a. 27, 237.

SECTION 217. 299.93 (3) of the statutes is amended to read:

23 299.93 (3) If any deposit is made for an offense to which this section applies,
24 the person making the deposit shall also deposit a sufficient amount to include the

1 environmental assessment prescribed in this section. If the deposit is forfeited, the
2 amount of the environmental assessment shall be transmitted to the ~~state treasurer~~
3 secretary of administration under sub. (4). If the deposit is returned, the
4 environmental assessment shall also be returned.

History: 1991 a. 39; 1993 a. 27, 458; 1995 a. 201; 1995 a. 227 s. 31; Stats. 1995 s. 299.93.

5 **SECTION 218.** 299.93 (4) of the statutes is amended to read:

6 299.93 (4) The clerk of the court shall collect and transmit to the county
7 treasurer the environmental assessment and other amounts required under s. 59.40
8 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~
9 secretary of administration as provided in s. 59.25 (3) (f) 2. The state treasurer shall
10 deposit the amount of the assessment in the environmental fund.

History: 1991 a. 39; 1993 a. 27, 458; 1995 a. 201; 1995 a. 227 s. 831; Stats. 1995 s. 299.93.

11 **SECTION 219.** 301.105 (intro.) of the statutes is amended to read:

12 **301.105 Telephone company commissions.** (intro.) The department shall
13 collect moneys for commissions from telephone companies for contracts to provide
14 telephone services to inmates. The department shall transmit those moneys to the
15 ~~state treasurer~~ secretary of administration. The ~~state treasurer~~ secretary of
16 administration shall do all of the following:

History: 1993 a. 16.

17 **SECTION 220.** 344.185 (2) (e) 2. of the statutes is amended to read:

18 344.185 (2) (e) 2. All other proceeds of the sale remaining after the payments
19 under subd. 1. shall be retained by the secretary and applied as security for payment
20 of judgments and assignments as provided under s. 344.20 (2). Any amounts not
21 used to pay judgments or assignments shall be transmitted to the ~~state treasurer~~
22 secretary of administration for deposit in the school fund.

History: 1981 c. 363.

23 **SECTION 221.** 345.08 of the statutes is amended to read:

1 **345.08 Suit to recover protested tax or fee.** No suit shall be maintained
2 in any court to restrain or delay the collection or payment of the taxes levied or the
3 fees imposed or enacted in chs. 341 to 349. The aggrieved taxpayer shall pay the tax
4 or fee as and when due and, if paid under protest, may at any time within 90 days
5 from the date of such payment sue the state in an action at law to recover the tax or
6 fee so paid. If it is finally determined that such tax or fee or any part thereof was
7 wrongfully collected for any reason, the ~~department~~ secretary of administration
8 shall ~~issue a warrant on the state treasurer for pay from the transportation fund~~ the
9 amount of such tax or fee so adjudged to have been wrongfully collected ~~and the state~~
10 ~~treasurer shall pay the same out of the transportation fund.~~ A separate suit need not
11 be filed for each separate payment made by any taxpayer, but a recovery may be had
12 in one suit for as many payments as were made within the 90-day period preceding
13 the commencement of the action. Such suits shall be commenced as provided in s.
14 775.01.

History: 1977 c. 29 s. 1654 (1); 1979 c. 32 s. 92 (5).

15 **SECTION 222.** 346.177 (3) of the statutes is amended to read:

16 **346.177 (3)** If any deposit is made for an offense to which this section applies,
17 the person making the deposit shall also deposit a sufficient amount to include the
18 railroad crossing improvement assessment under this section. If the deposit is
19 forfeited, the amount of the railroad crossing improvement assessment shall be
20 transmitted to the ~~state treasurer~~ secretary of administration under sub. (4). If the
21 deposit is returned, the amount of the railroad crossing improvement assessment
22 shall also be returned.

History: 1997 a. 237.

23 **SECTION 223.** 346.177 (4) of the statutes is amended to read:

1 346.177 (4) The clerk of the circuit court shall collect and transmit to the county
2 treasurer the railroad crossing improvement assessment as required under s. 59.40
3 (2) (m). The county treasurer shall then pay the ~~state treasurer~~ secretary of
4 administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of
5 administration shall deposit all amounts received under this subsection in the
6 transportation fund to be appropriated under s. 20.395 (2) (gj).

7 History: 1997 a. 237.

SECTION 224. 346.495 (3)¹ of the statutes is amended to read:

8 346.495 (3) If any deposit is made for an offense to which this section applies,
9 the person making the deposit shall also deposit a sufficient amount to include the
10 railroad crossing improvement assessment under this section. If the deposit is
11 forfeited, the amount of the railroad crossing improvement assessment shall be
12 transmitted to the ~~state treasurer~~ secretary of administration under sub. (4). If the
13 deposit is returned, the amount of the railroad crossing improvement assessment
14 shall also be returned.

15 History: 1997 a. 135, 237.

SECTION 225. 346.495 (4)¹ of the statutes is amended to read:

16 346.495 (4) The clerk of the circuit court shall collect and transmit to the county
17 treasurer the railroad crossing improvement assessment as required under s. 59.40
18 (2) (m). The county treasurer shall then pay the ~~state treasurer~~ secretary of
19 administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of
20 administration shall deposit all amounts received under this subsection in the
21 transportation fund to be appropriated under s. 20.395 (2) (gj).

22 History: 1997 a. 135, 237.

SECTION 226. 346.65 (4r) (c)¹ of the statutes is amended to read:

23 346.65 (4r) (c) If any deposit is made for an offense to which this subsection
24 applies, the person making the deposit shall also deposit a sufficient amount to

1 include the railroad crossing improvement assessment under this subsection. If the
2 deposit is forfeited, the amount of the railroad crossing improvement assessment
3 shall be transmitted to the ~~state treasurer~~ secretary of administration under par. (d).
4 If the deposit is returned, the amount of the railroad crossing improvement
5 assessment shall also be returned.

History: 1971 c. 278; 1973 c. 218; 1977 c. 193; 1979 c. 221; 1981 c. 20; 1985 a. 80, 337; 1987 a. 3, 27, 398, 399; 1989 a. 105, 176, 271; 1991 a. 39, 251, 277, 315; 1993 a. 198, 317, 475; 1995 a. 44, 338, 359, 425; 1997 a. 27, 135, 199, 237, 277, 283, 295; 1999 a. 32, 109.

6 **SECTION 227.** 346.65 (4r) (d) of the statutes is amended to read:

7 346.65 (4r) (d) The clerk of the circuit court shall collect and transmit to the
8 county treasurer the railroad crossing improvement assessment as required under
9 s. 59.40 (2) (m). The county treasurer shall then pay the state treasurer as provided
10 in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of administration shall deposit all
11 amounts received under this paragraph in the transportation fund to be
12 appropriated under s. 20.395 (2) (g).

History: 1971 c. 278; 1973 c. 218; 1977 c. 193; 1979 c. 221; 1981 c. 20; 1985 a. 80, 337; 1987 a. 3, 27, 398, 399; 1989 a. 105, 176, 271; 1991 a. 39, 251, 277, 315; 1993 a. 198, 317, 475; 1995 a. 44, 338, 359, 425; 1997 a. 27, 135, 199, 237, 277, 283, 295; 1999 a. 32, 109.

13 **SECTION 228.** 346.655 (2) (a) of the statutes is amended to read:

14 346.655 (2) (a) Except as provided in par. (b), the clerk of court shall collect and
15 transmit the amount under sub. (1) to the county treasurer as provided in s. 59.40
16 (2) (m). The county treasurer shall then make payment of 38.5% of the amount to
17 the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2.

History: 1981 c. 20; 1981 c. 314; 1983 a. 27 s. 2202 (20); 1985 a. 29, 337; 1987 a. 3, 27, 399; 1989 a. 31, 105; 1991 a. 39; 1993 a. 16; 1995 a. 27, 201; 1997 a. 27; 1999 a. 109; 1999 a. 150 s. 672.

18 **SECTION 229.** 346.655 (2) (b) of the statutes is amended to read:

19 346.655 (2) (b) If the forfeiture is imposed by a municipal court, the court shall
20 transmit the amount to the treasurer of the county, city, town or village, and that
21 treasurer shall make payment of 38.5% of the amount to the ~~state treasurer~~
22 secretary of administration as provided in s. 66.0114 (1) (b). The treasurer of the city,

1 town or village shall transmit the remaining 61.5% of the amount to the treasurer
2 of the county.

History: 1981 c. 20; 1981 c. 314; 1983 a. 27 s. 2202 (20); 1985 a. 29, 337; 1987 a. 3, 27, 399; 1989 a. 31, 105; 1991 a. 39; 1993 a. 16; 1995 a. 27, 201; 1997 a. 27; 1999 a. 109; 1999 a. 150 s. 672.

3 **SECTION 230.** 346.655 (3) of the statutes is amended to read:

4 346.655 (3) All moneys collected from the driver improvement surcharge that
5 are transmitted to the county treasurer under sub. (2) (a) or (b), except the amounts
6 that the county treasurer is required to transmit to the ~~state treasurer~~ secretary of
7 administration under sub. (2) (a) or (b), shall be retained by the county treasurer and
8 disbursed to the county department under s. 51.42 for services under s. 51.42 for
9 drivers referred through assessment.

History: 1981 c. 20; 1981 c. 314; 1983 a. 27 s. 2202 (20); 1985 a. 29, 337; 1987 a. 3, 27, 399; 1989 a. 31, 105; 1991 a. 39; 1993 a. 16; 1995 a. 27, 201; 1997 a. 27; 1999 a. 109; 1999 a. 150 s. 672.

10 **SECTION 231.** 350.115 (1) (c) of the statutes is amended to read:

11 350.115 (1) (c) If any deposit is made for an offense to which this section applies,
12 the person making the deposit shall also deposit a sufficient amount to include the
13 snowmobile registration restitution payment prescribed in this section. If the
14 deposit is forfeited, the amount of the snowmobile registration restitution payment
15 shall be transmitted to the ~~state treasurer~~ secretary of administration under par. (d).
16 If the deposit is returned, the snowmobile registration restitution payment shall also
17 be returned.

History: 1991 a. 39; 1995 a. 201.

18 **SECTION 232.** 350.115 (1) (d) of the statutes is amended to read:

19 350.115 (1) (d) The clerk of the court shall collect and transmit to the county
20 treasurer the snowmobile registration restitution payment and other amounts
21 required under s. 59.40 (2) (m). The county treasurer shall then make payment to
22 the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2.

History: 1991 a. 39; 1995 a. 201.

23 **SECTION 233.** 351.07 (1g) of the statutes is amended to read:

1 **351.07 (1g)** No person may file a petition for an occupational license under sub.
2 (1) unless he or she first pays a fee of \$40 to the clerk of the circuit court. The clerk
3 of the circuit court shall give the person a receipt and forward the fee to the county
4 treasurer. That treasurer shall pay 50% of the fee to the ~~state treasurer~~ secretary
5 of administration under s. 59.25 (3) (m) and retain the balance for the use of the
6 county.

History: 1983 a. 525; 1985 a. 71; 1987 a. 403; 1989 a. 105; 1995 a. 269; 1997 a. 35.

7 **SECTION 234. 562.02 (1) (g)** of the statutes is amended to read:

8 **562.02 (1) (g)** At least once every 3 months, file a written report on the operation
9 of racing in this state with the governor, the attorney general, the ~~state treasurer~~
10 secretary of administration, the secretary of state, the legislative audit bureau, the
11 president of the senate and the speaker of the assembly. The report shall include
12 information on racetrack operations, race attendance and private, state and local
13 revenues derived from racing in this state.

History: 1987 a. 354; 1989 a. 31; 1991 a. 269, 315; 1995 a. 27 ss/6951, 6952, 9123 (6pp); 1997 a. 27.

14 **SECTION 235. 565.37 (3)** of the statutes is amended to read:

15 **565.37 (3) DEPARTMENT REPORT.** The department shall submit quarterly reports
16 on the operation of the lottery to the chief clerk of each house of the legislature, for
17 distribution to the legislature under s. 13.172 (2) and to the governor, attorney
18 general, ~~state treasurer~~ secretary of administration, secretary of state and state
19 auditor.

History: 1987 a. 119; 1989 a. 31; 1991 a. 269; 1995 a. 27, 438; 1997 a. 27, 148.

20 **SECTION 236. 601.13 (1) (intro.)** of the statutes is amended to read:

21 **601.13 (1) RECEIPT OF DEPOSITS.** (intro.) Subject to the approval of the
22 commissioner, the ~~state treasurer~~ secretary of administration shall accept deposits

1 or control of acceptable book-entry accounts from insurers and other licensees of the
2 office as follows:

3 **History:** 1971 c. 40 s. 93; 1971 c. 260 s. 92 (6); 1977 c. 203 ss. 102, 103; 1977 c. 339 s. 43; 1979 c. 89, 102, 177; 1991 a. 221; 1999 a. 30.

3 **SECTION 237.** 601.13 (3) (intro.) of the statutes is amended to read:

4 601.13 (3) SECURITIES ELIGIBLE. (intro.) All deposits may consist of any of the
5 securities authorized in this subsection. Each security must be approved by the
6 commissioner, must be subject to disposition by the ~~state treasurer~~ secretary of
7 administration and must not be available to any other person except as expressly
8 provided by law. The authorized securities are:

9 **History:** 1971 c. 40 s. 93; 1971 c. 260 s. 92 (6); 1977 c. 203 ss. 102, 103; 1977 c. 339 s. 43; 1979 c. 89, 102, 177; 1991 a. 221; 1999 a. 30.

9 **SECTION 238.** 601.13 (5) of the statutes is amended to read:

10 601.13 (5) RECEIPT, INSPECTION AND RECORD. The ~~state treasurer~~ secretary of
11 administration shall deliver to the depositor a receipt for all securities deposited or
12 held under the control of the ~~state treasurer~~ secretary of administration and shall
13 permit the depositor to inspect its physically held securities at any reasonable time.
14 On application of the depositor the ~~treasurer~~ secretary of administration shall certify
15 when required by any law of the United States or of any other state or foreign country
16 or by the order of any court of competent jurisdiction that the deposit was made. The
17 ~~treasurer~~ secretary of administration and the commissioner shall each keep a
18 permanent record of securities deposited or held under the control of the ~~state~~
19 ~~treasurer~~ secretary of administration and of any substitutions or withdrawals and
20 shall compare records at least annually.

21 **History:** 1971 c. 40 s. 93; 1971 c. 260 s. 92 (6); 1977 c. 203 ss. 102, 103; 1977 c. 339 s. 43; 1979 c. 89, 102, 177; 1991 a. 221; 1999 a. 30.

21 **SECTION 239.** 601.13 (6) of the statutes is amended to read:

1 **601.13 (6) TRANSFER OF SECURITIES.** No transfer of a deposited security, whether
2 voluntary or by operation of law, is valid unless approved in writing by the
3 commissioner and countersigned by the ~~treasurer~~ secretary of administration.

4 History: 1971 c. 40 s. 93; 1971 c. 260 s. 92 (6); 1977 c. 203 ss. 102, 103; 1977 c. 339 s. 43; 1979 c. 89, 102, 177; 1991 a. 221; 1999 a. 30.

SECTION 240. 601.13 (8) (intro.) of the statutes is amended to read:

5 **601.13 (8) INTEREST AND SUBSTITUTIONS.** (intro.) Subject to s. ~~14.58 (13)~~ 16.401
6 (11), a depositor shall, while solvent and complying with the laws of this state, be
7 entitled:

8 History: 1971 c. 40 s. 93; 1971 c. 260 s. 92 (6); 1977 c. 203 ss. 102, 103; 1977 c. 339 s. 43; 1979 c. 89, 102, 177; 1991 a. 221; 1999 a. 30.

SECTION 241. 601.13 (11) of the statutes is amended to read:

9 **601.13 (11) ADVANCE DEPOSIT OF FEES.** With the approval of the commissioner,
10 any person required to pay fees or assessments to the state through the
11 commissioner may make a deposit with the ~~treasurer~~ secretary of administration
12 from which the fees or assessments shall be paid on order of the commissioner not
13 less than twice each year. Upon request by the depositor, any balance remaining
14 shall be returned on the certificate of the commissioner that all fees and assessments
15 have been paid to date.

16 History: 1971 c. 40 s. 93; 1971 c. 260 s. 92 (6); 1977 c. 203 ss. 102, 103; 1977 c. 339 s. 43; 1979 c. 89, 102, 177; 1991 a. 221; 1999 a. 30.

SECTION 242. 601.45 (3) of the statutes is amended to read:

17 **601.45 (3) DEPOSIT.** The commissioner may require any examinee, before or
18 from time to time during an examination, to deposit with the ~~state treasurer~~
19 secretary of administration such deposits as the commissioner deems necessary to
20 pay the costs of the examination. Any deposit and any payment made under subs.
21 (1) and (2) shall be credited to the appropriation under s. 20.145 (1) (g) in the
22 percentage specified in that paragraph.

23 History: 1977 c. 29; 1979 c. 102; 1981 c. 20.

SECTION 243. 601.62 (4) of the statutes is amended to read:

1 601.62 (4) FEES IN INVESTIGATIONS AND HEARINGS. The fees for stenographic
2 services in investigations, examinations and hearings may not exceed the sum
3 provided for like services in the circuit court. The fees of officers, witnesses,
4 interpreters and stenographers on behalf of the commissioner or the state shall be
5 paid by the ~~state treasurer upon the warrant of the department~~ secretary of
6 administration, authorized by the certificate of the commissioner, and shall be
7 charged to the appropriation under s. 20.145 (1) (g).

History: 1975 c. 371; 1975 c. 414 ss. 27, 28; 1975 c. 421; 1977 c. 203 ss. 81, 82, 102; 1977 c. 339 ss. 30, 43; 1979 c. 89; 1983 a. 358 s. 14; 1989 a. 122; 1989 a. 187 s. 29; 1995 a. 396.

8 **SECTION 244.** 604.04 (4) of the statutes is amended to read:

9 604.04 (4) PAYMENT PROCEDURE. Any charges against a fund under sub. (3) shall
10 be certified by the commissioner, audited by the department of administration under
11 s. 16.53 and paid by the ~~treasurer~~ secretary of administration out of the appropriate
12 fund in accordance with procedures of the department of administration.

History: 1973 c. 117; 1979 c. 102 ss. 84, 236 (5), (13); 1981/c. 20 ss. 1759m, 2202 (26) (c).

13 **SECTION 245.** 604.05 of the statutes is amended to read:

14 **604.05 Investments.** Assets of all funds under chs. 605 to 607 shall be
15 invested by the state investment board under s. 25.17. Each January 1 the state
16 ~~treasurer~~ secretary of administration shall credit each fund with earnings on the
17 invested assets in each fund for the preceding 12 months. If any fund is indebted to
18 the general fund of the state the fund shall be charged, at the end of each calendar
19 year, with interest on the indebtedness at the average rate earned by the state upon
20 its deposits in public depositories during the period of indebtedness and that sum
21 shall be credited to the general fund.

History: 1973 c. 117; 1981 c. 20 s. 2202 (26) (c); 1983 a. 368.

22 **SECTION 246.** 604.06 (1) of the statutes is amended to read:

1 604.06 (1) CUSTODY. The ~~state treasurer~~ secretary of administration has sole
2 custody of all assets of funds under chs. 605 to 607.

3 History: 1973 c. 117; 1977 c. 203; 1981 c. 20 s. 2202 (26) (f).

3 **SECTION 247.** 604.07 of the statutes is amended to read:

4 **604.07 Bonds.** The commissioner as manager of the funds and the treasurer
5 secretary of administration shall file surety bonds, specifically conditioned on the
6 performance of their duties under chs. 605 to 607, in amounts required by, and with
7 sureties approved by, the governor.

8 History: 1973 c. 117; 1981 c. 20 s. 2202 (26) (c).

8 **SECTION 248.** 605.30¹ of the statutes is amended to read:

9 **605.30 Inadequacy of fund.** If the property fund does not have sufficient
10 assets to pay claims that are due, the ~~department~~ secretary of administration shall
11 ~~issue a warrant as a transfer from the general fund to the property fund an amount~~
12 ~~sufficient to pay the losses and the state treasurer shall pay the warrant losses.~~ The
13 property fund shall thereafter repay the general fund this amount and the
14 ~~department~~ secretary of administration shall ~~issue warrants for such transfer the~~
15 amount as soon as there are assets in the property fund.

16 History: 1973 c. 117.

16 **SECTION 249.** 611.76 (4) (e)¹ of the statutes is amended to read:

17 611.76 (4) (e) That no policyholder, other than a policyholder of a mutual life
18 insurance company, may receive a distribution of shares valued in excess of the
19 amount to which he or she is entitled under s. 645.72 (4). Any excess over that
20 amount shall be distributed in shares to the state treasury for the benefit of the
21 common school fund. After 5 years the shares may be sold by the ~~treasurer~~ secretary
22 of administration at his or her discretion and the proceeds credited to the common
23 school fund; and

History: 1971 c. 260; 1979 c. 102 ss. 107, 236 (5), (13); 1981 c. 314; 1983 a. 192, 215; 1985 a. 29, 215; 1995 a. 27; 1997 a. 79; 1999 a. 85.

1 **SECTION 250.** 753.061 (5) of the statutes is amended to read:

2 753.061 (5) The state shall reimburse the county for the costs of operating one
3 of the 2 circuit court branches designated under sub. (2m) that begin to primarily
4 handle violent crime cases on September 1, 1991, including the one-time cost of
5 courtroom construction. The costs reimbursable under this subsection shall be paid
6 by the ~~state treasurer~~ secretary of administration to the county treasurer pursuant
7 to a voucher submitted by the clerk of circuit court to the director of state courts and
8 shall be paid from the appropriation under s. 20.625 (1) (as). The amount
9 reimbursable under this subsection may not exceed \$383,100 in the 1991–92 fiscal
10 year and \$0 in the 1992–93 fiscal year.

History: 1977 c. 449; 1979 c. 175; 1989 a. 121, 122; 1991 a. 39; 1993 a. 92; 1995 a. 27, 448.

11 **SECTION 251.** 753.07 (2) (a) of the statutes is amended to read:

12 753.07 (2) (a) The persons shall continue to receive salaries directly payable
13 from the state in the same amount as they were receiving on July 31, 1978, and such
14 salaries are subject to s. 40.05. The balance of the salaries authorized under ss.
15 230.12 and 751.02 for the judges and reporters shall be paid by the ~~state treasurer~~
16 secretary of administration to the county treasurer pursuant to a voucher submitted
17 by the clerk of circuit court to the director of state courts. The county treasurer shall
18 pay the amounts directly to the judges and reporters and the amounts paid are
19 subject to the retirement system established under chapter 201, laws of 1937.

History: 1973 c. 90; 1977 c. 187 s. 92; 1977 c. 418 ss. 748, 749; 1977 c. 449; Stats. 1977 s. 753.07; Sup. Ct. Order, 88 Wis. 2d xiii (1979); 1981 c. 96 ss. 55, 56, 67; 1981 c. 353 ss. 6, 13.

20 **SECTION 252.** 753.07 (3) (a) of the statutes is amended to read:

21 753.07 (3) (a) The salaries authorized under ss. 230.12 and 751.02 for the
22 judges and reporters shall be paid by the ~~state treasurer~~ secretary of administration
23 to the county treasurer pursuant to a voucher submitted by the clerk of circuit court
24 to the director of state courts. The county treasurer shall pay the amounts directly

1 to the judges and reporters and the amounts paid shall be subject to the retirement
2 system established under chapter 201, laws of 1937.

History: 1973 c. 90; 1977 c. 187 s. 92; 1977 c. 418 ss. 748, 749; 1977 c. 449; Stats. 1977 s. 753.07; Sup. Ct. Order, 88 Wis. 2d xiii (1979); 1981 c. 96 ss. 55, 56, 67; 1981 c. 353 ss. 6, 13.

3 **SECTION 253.** 753.07 (4) of the statutes is amended to read:

4 753.07 (4) COURT PERSONNEL; OPTIONS. As state employees, county court judges,
5 county court reporters and assistant county court reporters, as specified in sub. (1),
6 who are denominated or become circuit court judges and reporters on August 1, 1978,
7 and persons serving as circuit court judges and circuit court reporters for Milwaukee
8 County on July 31, 1978, shall have the option of remaining as participants under
9 county life and health insurance programs to the extent of their participation in such
10 programs on February 1, 1978. ~~The state treasurer~~ secretary of administration shall
11 semiannually pay to the county treasurer, pursuant to a voucher submitted by the
12 clerk of circuit court to the director of state courts, an amount equal to the state
13 contribution for life and health insurance for other comparable state employees. The
14 county shall pay the cost of any premiums for life and health insurance exceeding the
15 sum of the state contribution and the employee contribution as required under the
16 county programs.

History: 1973 c. 90; 1977 c. 187 s. 92; 1977 c. 418 ss. 748, 749; 1977 c. 449; Stats. 1977 s. 753.07; Sup. Ct. Order, 88 Wis. 2d xiii (1979); 1981 c. 96 ss. 55, 56, 67; 1981 c. 353 ss. 6, 13.

17 **SECTION 254.** 757.05 (1) (b) of the statutes is amended to read:

18 757.05 (1) (b) If a fine or forfeiture is imposed by a court of record, after a
19 determination by the court of the amount due, the clerk of the court shall collect and
20 transmit such amount to the county treasurer as provided in s. 59.40 (2) (m). The
21 county treasurer shall then make payment to the ~~state treasurer~~ secretary of
22 administration as provided in s. 59.25 (3) (f) 2.

History: 1999 a. 9 ss. 2292m, 2298, 3050m to 3050o; 1999 a. 72 s. 6; 1999 a. 150 s. 672.

23 **SECTION 255.** 757.05 (1) (c) of the statutes is amended to read:

1 757.05 (1) (c) If a fine or forfeiture is imposed by a municipal court, after a
2 determination by the court of the amount due, the court shall collect and transmit
3 such amount to the treasurer of the county, city, town or village, and that treasurer
4 shall make payment to the ~~state treasurer~~ secretary of administration as provided
5 in s. 66.0114 (1) (b).

History: 1999 a. 9 ss. 2292m, 2298, 3050m to 3050o; 1999 a. 72 s. 6; 1999 a. 150 s. 672.

6 **SECTION 256.** 757.05 (1) (d) of the statutes is amended to read:

7 757.05 (1) (d) If any deposit of bail is made for a noncriminal offense to which
8 this section applies, the person making the deposit shall also deposit a sufficient
9 amount to include the assessment prescribed in this section for forfeited bail. If bail
10 is forfeited, the amount of the assessment shall be transmitted monthly to the ~~state~~
11 ~~treasurer~~ secretary of administration under this section. If bail is returned, the
12 assessment shall also be returned.

History: 1999 a. 9 ss. 2292m, 2298, 3050m to 3050o; 1999 a. 72 s. 6; 1999 a. 150 s. 672.

13 **SECTION 257.** 778.135 of the statutes is amended to read:

14 **778.135 Campaign finance forfeitures; how recovered.** Notwithstanding
15 s. 778.13, whenever any action or proposed action by the elections board under s. 5.05
16 (1) (c) is settled as a result of agreement between the parties without approval of the
17 court, the moneys accruing to the state on account of such settlement shall be paid
18 to the board and deposited with the ~~state treasurer~~ secretary of administration.
19 Whenever any proposed action by a county board of election commissioners under s.
20 7.21 (2m) (a) is settled as a result of agreement between the parties, the moneys
21 accruing to the county on account of such settlement shall be paid to the board of
22 election commissioners and deposited with the county treasurer in the same manner
23 as provided for forfeitures under s. 778.13.

History: 1977 c. 427; 1979 c. 32 ss. 56, 92 (8); Stats. 1979 s. 778.135; 1999 a. 182.

24 **SECTION 258.** 778.136 of the statutes is amended to read:

778.136 Ethics and lobbying forfeitures; how recovered.

Notwithstanding s. 778.13, whenever any moneys are received by the ethics board or attorney general in settlement of a civil action or other civil matter for violation of the lobbying law or code of ethics for state public officials and employees under s. 19.545, the moneys shall accrue to the state and be deposited with the ~~state treasurer~~ secretary of administration.

History: 1981 c. 20; 1989 a. 338.

SECTION 259. 778.17 of the statutes is amended to read:

778.17 Statement to county board; payment to state. Every county treasurer shall, on the first day of the annual meeting of the county board, submit to it a verified statement of all moneys received by the county treasurer during the year next preceding from town, village and city treasurers under this chapter, containing the names of such treasurers, the amount received from each and date of receipt. The county clerk shall deduct all expenses incurred by the county in recovering such forfeitures from the aggregate amount so received, and shall immediately certify to the county treasurer the amount of clear proceeds of such forfeitures, so ascertained, who shall pay the same to the ~~state treasurer~~ secretary of administration.

History: 1979 c. 32 s. 56; 1979 c. 176; Stats. 1979 s. 778.17.

SECTION 260. 812.42 (2) (c) of the statutes is amended to read:

812.42 (2) (c) In addition to the \$15 garnishee fee, the garnishee shall receive a \$3 fee for each payment delivered to the creditor under s. 812.39 after the first payment. That additional fee shall be deducted from the moneys delivered to the creditor. Those fees become part of the funds of the state if the department of administration is the garnishee, or funds of the appropriate governmental subdivision if any other governmental entity is the garnishee. The judgment creditor

1 shall pay the initial garnishee fee to the ~~treasurer of the state~~ ^{Secretary of administration} ~~state treasurer~~ or other
 2 governmental subdivision, as applicable.

3 History: 1993 a. 80.

3 SECTION 261. 813.31 (1) of the statutes is amended to read:

4 813.31 (1) In each case of termination of receivership as provided in s. 813.28,
 5 the court, except in cases where the proceedings have been certified to the proper
 6 court under s. 813.26 (1), shall set aside the sum there named and direct its payment

7 by the receiver, to the ~~state treasurer~~ ^{Secretary of administration}

8 History: Sup. Ct. Order, 67 Wis. 2d 585, 760, 780 (1975); Stats. 1975 s. 813.31.

8 SECTION 262. 813.31 (2) of the statutes is amended to read:

9 813.31 (2) The ~~state treasurer~~ secretary of administration shall retain or invest
 10 the funds thus paid in.

11 History: Sup. Ct. Order, 67 Wis. 2d 585, 760, 780 (1975); Stats. 1975 s. 813.31.

11 SECTION 263. 813.31 (3) of the statutes is amended to read:

12 813.31 (3) If at any time thereafter an absentee whose estate has been
 13 distributed under a final finding and judgment made as herein provided shall appear
 14 and make claim for reimbursement, the court may in a proceeding by the claimant
 15 against the ~~state treasurer~~ secretary of administration order payment to the
 16 claimant as in its opinion may be fair and adequate under the circumstances.

17 History: Sup. Ct. Order, 67 Wis. 2d 585, 760, 780 (1975); Stats. 1975 s. 813.31.

17 SECTION 264. 814.60 (1) of the statutes is amended to read:

18 814.60 (1) In a criminal action, the clerk of circuit court shall collect a fee of \$20
 19 for all necessary filing, entering or recording, to be paid by the defendant when
 20 judgment is entered against the defendant. Of the fees received by the clerk of circuit
 21 court under this subsection, the county treasurer shall pay 50% to the ~~state treasurer~~
 22 secretary of administration for deposit in the general fund and shall retain the
 23 balance for the use of the county.

History: 1981 c. 317; 1983 a. 27; 1985 a. 36; 1987 a. 27, 339; 1989 a. 64, 107; 1991 a. 39; 1993 a. 16; 1995 a. 224, 227, 448; 1997 a. 27, 248; 1999 a. 9.

1 **SECTION 265.** 814.61 (1) (a) of the statutes is amended to read:

2 814.61 (1) (a) Except as provided under pars. (c), (d) and (e), at the
3 commencement of all civil actions and special proceedings not specified in ss. 814.62
4 to 814.66, \$75. Of the fees received by the clerk under this paragraph, the county
5 treasurer shall pay \$45 to the ~~state treasurer~~ secretary of administration for deposit
6 in the general fund and shall retain the balance for the use of the county. The state
7 treasurer shall credit \$15 of the \$45 to the appropriation under s. 20.680 (2) (j).

History: 1981 c. 317; 1983 a. 27; 1983 a. 189 s. 329 (28); 1983 a. 228, 447, 538; 1985 a. 29, 169; 1987 a. 27 ss. 2143p, 3202 (24); 1987 a. 144, 355, 399; 1989 a. 31; 1989 a. 56 s. 259; 1989 a. 191; 1991 a. 39, 221, 269; 1993 a. 16, 319, 326, 481, 491; 1995 a. 27, 201, 224, 269, 279, 289, 306; 1997 a. 27, 35, 285; 1999 a. 9, 71.

8 **SECTION 266.** 814.61 (3) of the statutes is amended to read:

9 814.61 (3) **THIRD-PARTY COMPLAINT.** When any defendant files a 3rd-party
10 complaint, the defendant shall pay a fee of \$45. The defendant shall pay only one
11 such \$45 fee in an action. Of the fees received by the clerk under this subsection, the
12 county treasurer shall pay \$25 to the ~~state treasurer~~ secretary of administration for
13 deposit in the general fund and shall retain the balance for the use of the county. The
14 ~~state treasurer~~ secretary of administration shall credit \$5 of the \$25 to the
15 appropriation under s. 20.680 (2) (j).

History: 1981 c. 317; 1983 a. 27; 1983 a. 189 s. 329 (28); 1983 a. 228, 447, 538; 1985 a. 29, 169; 1987 a. 27 ss. 2143p, 3202 (24); 1987 a. 144, 355, 399; 1989 a. 31; 1989 a. 56 s. 259; 1989 a. 191; 1991 a. 39, 221, 269; 1993 a. 16, 319, 326, 481, 491; 1995 a. 27, 201, 224, 269, 279, 289, 306; 1997 a. 27, 35, 285; 1999 a. 9, 71.

16 **SECTION 267.** 814.61 (7) (a) of the statutes is amended to read:

17 814.61 (7) (a) Except as provided in par. (b), upon the filing of any petition
18 under s. 767.32 (1) or any motion, by either party, for the revision of a judgment or
19 order in an action affecting the family, \$30. No fee may be collected under this
20 paragraph for any petition or motion by either party for the revision of a judgment
21 or order involving child support, family support or maintenance if both parties have
22 stipulated to the revision of the judgment or order. Of the fees received by the clerk
23 under this paragraph, the county treasurer shall pay 50% to the ~~state treasurer~~

1 secretary of administration for deposit in the general fund and shall retain the
2 balance for the use of the county.

History: 1981 c. 317; 1983 a. 27; 1983 a. 189 s. 329 (28); 1983 a. 228, 447, 538; 1985 a. 29, 169; 1987 a. 27 ss. 2143p, 3202 (24); 1987 a. 144, 355, 399; 1989 a. 31; 1989 a. 56 s. 259; 1989 a. 191; 1991 a. 39, 221, 269; 1993 a. 16, 319, 326, 481, 491; 1995 a. 27, 201, 224, 269, 279, 289, 306; 1997 a. 27, 35, 285; 1999 a. 9, 71.

3 **SECTION 268.** 814.61 (7) (b) of the statutes is amended to read:

4 814.61 (7) (b) Upon the filing of any petition, motion or order to show cause by
5 either party under s. 767.325 or 767.327, \$50. Of the fees received by the clerk under
6 this paragraph, the county treasurer shall pay 25% to the ~~state treasurer~~ secretary
7 of administration for deposit in the general fund, retain 25% for the use of the county
8 and deposit 50% in a separate account to be used by the county exclusively for the
9 purposes specified in s. 767.11.

History: 1981 c. 317; 1983 a. 27; 1983 a. 189 s. 329 (28); 1983 a. 228, 447, 538; 1985 a. 29, 169; 1987 a. 27 ss. 2143p, 3202 (24); 1987 a. 144, 355, 399; 1989 a. 31; 1989 a. 56 s. 259; 1989 a. 191; 1991 a. 39, 221, 269; 1993 a. 16, 319, 326, 481, 491; 1995 a. 27, 201, 224, 269, 279, 289, 306; 1997 a. 27, 35, 285; 1999 a. 9, 71.

10 **SECTION 269.** 814.61 (8) (c) of the statutes is amended to read:

11 814.61 (8) (c) Of the fees received by the clerk under par. (am) 1., the county
12 treasurer shall pay \$22.50 to the ~~state treasurer~~ secretary of administration for
13 deposit in the general fund and shall retain the balance for the use of the county. The
14 ~~state treasurer~~ secretary of administration shall credit \$5 of the \$22.50 to the
15 appropriation under s. 20.680 (2) (j).

History: 1981 c. 317; 1983 a. 27; 1983 a. 189 s. 329 (28); 1983 a. 228, 447, 538; 1985 a. 29, 169; 1987 a. 27 ss. 2143p, 3202 (24); 1987 a. 144, 355, 399; 1989 a. 31; 1989 a. 56 s. 259; 1989 a. 191; 1991 a. 39, 221, 269; 1993 a. 16, 319, 326, 481, 491; 1995 a. 27, 201, 224, 269, 279, 289, 306; 1997 a. 27, 35, 285; 1999 a. 9, 71.

16 **SECTION 270.** 814.61 (8) (d) of the statutes is amended to read:

17 814.61 (8) (d) Of the fees received by the clerk under par. (am) 2., the county
18 treasurer shall pay \$30 to the ~~state treasurer~~ secretary of administration for deposit
19 in the general fund and shall retain the balance for the use of the county. The state
20 treasurer shall credit \$5 of the \$30 to the appropriation under s. 20.680 (2) (j).

History: 1981 c. 317; 1983 a. 27; 1983 a. 189 s. 329 (28); 1983 a. 228, 447, 538; 1985 a. 29, 169; 1987 a. 27 ss. 2143p, 3202 (24); 1987 a. 144, 355, 399; 1989 a. 31; 1989 a. 56 s. 259; 1989 a. 191; 1991 a. 39, 221, 269; 1993 a. 16, 319, 326, 481, 491; 1995 a. 27, 201, 224, 269, 279, 289, 306; 1997 a. 27, 35, 285; 1999 a. 9, 71.

21 **SECTION 271.** 814.62 (1) of the statutes is amended to read:

1 814.62 (1) GARNISHMENT ACTIONS. The fee for commencing a garnishment action
2 under ch. 812, including actions under s. 799.01 (1) (d) 2., is \$20. Of the fees received
3 by the clerk under this subsection, the county treasurer shall pay \$12.50 to the ~~state~~
4 ~~treasurer~~ secretary of administration for deposit in the general fund and shall retain
5 the balance for the use of the county. ~~The state treasurer~~ secretary of administration
6 shall credit \$5 of the \$12.50 to the appropriation under s. 20.680 (2) (j).

7 History: 1981 c. 317; 1983 a. 27; 1985 a. 29; 1987 a. 208, 399; 1989 a. 31, 359; 1991 a. 39; 1993 a. 16; 1995 a. 27; Sup. Ct. Order No. 95-10, 195 Wis. 2d xv (1996).

SECTION 272. 814.62 (3) (d) 2. of the statutes is amended to read:

8 814.62 (3) (d) 2. Of the fees received by the clerk under par. (a), the county
9 treasurer shall pay \$11.80 to the ~~state treasurer~~ secretary of administration for
10 deposit in the general fund and shall retain the balance for the use of the county. The
11 ~~state treasurer~~ secretary of administration shall credit the \$11.80 to the
12 appropriation under s. 20.680 (2) (j).

13 History: 1981 c. 317; 1983 a. 27; 1985 a. 29; 1987 a. 208, 399; 1989 a. 31, 359; 1991 a. 39; 1993 a. 16; 1995 a. 27; Sup. Ct. Order No. 95-10, 195 Wis. 2d xv (1996).

SECTION 273. 814.62 (3) (d) 3. of the statutes is amended to read:

14 814.62 (3) (d) 3. Of the fees received by the clerk under par. (b), the county
15 treasurer shall pay \$27.20 to the ~~state treasurer~~ secretary of administration for
16 deposit in the general fund and shall retain the balance for the use of the county. The
17 ~~state treasurer~~ secretary of administration shall credit \$10 of the \$27.20 to the
18 appropriation under s. 20.680 (2) (j).

19 History: 1981 c. 317; 1983 a. 27; 1985 a. 29; 1987 a. 208, 399; 1989 a. 31, 359; 1991 a. 39; 1993 a. 16; 1995 a. 27; Sup. Ct. Order No. 95-10, 195 Wis. 2d xv (1996).

SECTION 274. 814.63 (5) of the statutes is amended to read:

20 814.63 (5) Of the fees received by the clerk under sub. (1) (b), the county
21 treasurer shall pay \$17.50 to the ~~state treasurer~~ secretary of administration for
22 deposit in the general fund and shall retain the balance for the use of the county. The

1 ~~state treasurer~~ secretary of administration shall credit \$5 of the \$17.50 to the
2 appropriation under s. 20.680 (2) (j).

History: 1981 c. 317; 1985 a. 36; 1987 a. 27, 399; 1989 a. 22, 31, 64, 97, 107, 359; 1991 a. 26, 39, 130; 1993 a. 16, 167, 313; 1995 a. 27, 227, 349; 1997 a. 27, 248; 1999 a. 9, 72.

3 **SECTION 275.** 814.634 (2) of the statutes is amended to read:

4 814.634 (2) The clerk shall pay the moneys collected under sub. (1) to the
5 county treasurer under s. 59.40 (2) (m). The county treasurer shall pay those moneys
6 to the ~~state treasurer~~ secretary of administration under s. 59.25 (3) (p).

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

7 **SECTION 276.** 814.635 (2) of the statutes is amended to read:

8 814.635 (2) The clerk shall pay the moneys collected under subs. (1) and (1m)
9 to the county treasurer under s. 59.40 (2) (m). The county treasurer shall pay those
10 moneys to the ~~state treasurer~~ secretary of administration under s. 59.25 (3) (p).

History: 1987 a. 27; 1989 a. 22; 1991 a. 26, 39; 1993 a. 16; 1995 a. 27, 201; 1997 a. 27; 1999 a. 9.

11 **SECTION 277.** 814.65 (1) of the statutes is amended to read:

12 814.65 (1) COURT COSTS. In a municipal court action, except an action for
13 violation of an ordinance in conformity with s. 347.48 (2m), the municipal judge shall
14 collect a fee of not less than \$15 nor more than \$23 on each separate matter, whether
15 it is on default of appearance, a plea of guilty or no contest, on issuance of a warrant
16 or summons or the action is tried as a contested matter. Of each fee received by the
17 judge under this subsection, the municipal treasurer shall pay monthly \$5 to the
18 ~~state treasurer~~ secretary of administration for deposit in the general fund and shall
19 retain the balance for the use of the municipality.

History: 1981 c. 317; 1983 a. 107; 1987 a. 181, 389, 399, 403; 1989 a. 22; 1991 a. 26; 1997 a. 27.

20 **SECTION 278.** 814.66 (3) of the statutes is amended to read:

21 814.66 (3) The register in probate shall, on the first Monday of each month, pay
22 into the office of the county treasurer all fees collected by him or her and in his or her
23 hands and still unclaimed as of that day. Each county treasurer shall make a report

1 under oath to the ~~state treasurer~~ secretary of administration on or before the 5th day
2 of January, April, July and October of all fees received by him or her under sub. (1)
3 (a) to (f) up to the first day of each of those months and shall at the same time pay
4 50% of the fees to the ~~state treasurer~~ secretary of administration for deposit in the
5 general fund. Each county treasurer shall retain the balance of fees received by him
6 or her under this section for the use of the county.

History: 1981 c. 317; 1985 a. 329; 1989 a. 56; 1991 a. 220, 281; 1993 a. 160; 1995 a. 27, 38, 224; 1997 a. 83.

7 **SECTION 279.** 938.275 (2) (d) of the statutes is amended to read:

8 938.275 (2) (d) Reimbursement payments shall be made to the clerk of courts
9 of the county where the proceedings took place. Each payment shall be transmitted
10 to the county treasurer, who shall deposit 25% of the amount paid for state-provided
11 counsel in the county treasury and transmit the remainder to the ~~state treasurer~~
12 secretary of administration. Payments transmitted to the state treasurer shall be
13 deposited in the general fund and credited to the appropriation account under s.
14 20.550 (1) (L). The county treasurer shall deposit 100% of the amount paid for
15 county-provided counsel in the county treasury.

History: 1995 a. 77, 352; 1997 a. 205, 239.

16 **SECTION 280.** 938.34 (8d) (b) of the statutes is amended to read:

17 938.34 (8d) (b) The clerk of court shall collect and transmit the amount to the
18 county treasurer under s. 59.40 (2) (m). The county treasurer shall then make
19 payment to the ~~state treasurer~~ secretary of administration under s. 59.25 (3) (f) 2.

History: 1995 a. 77, 352, 440, 448; 1997 a. 27, 35, 36, 84, 130, 164, 183, 205; 1999 a. 9, 32, 57, 89, 185.

20 **SECTION 281.** 938.34 (8d) (c) of the statutes is amended to read:

21 938.34 (8d) (c) If a juvenile placed in a secured correctional facility or a secured
22 child caring institution fails to pay the surcharge under par. (a), the department shall
23 assess and collect the amount owed from the juvenile's wages or other moneys. If a
24 juvenile placed in a secured group home fails to pay the surcharge under par. (a), the

1 county department shall assess and collect the amount owed from the juvenile's
2 wages or other moneys. Any amount collected shall be transmitted to the state
3 ~~treasurer~~ secretary of administration.

4 **History:** 1995 a. 77, 352, 440, 448; 1997 a. 27, 35, 36, 84, 130, 164, 188, 205; 1999 a. 9, 32, 57, 89, 185.

4 **SECTION 282.** 961.41 (5) (b) of the statutes is amended to read:

5 961.41 (5) (b) The clerk of the court shall collect and transmit the amount to
6 the county treasurer as provided in s. 59.40 (2) (m). The county treasurer shall then
7 make payment to the ~~state treasurer~~ secretary of administration as provided in s.
8 59.25 (3) (f) 2.

9 **History:** 1971 c. 219, 307; 1973 c. 12; 1981 c. 90, 314; 1985 a. 328; 1987 a. 339, 403; 1989 a. 31, 56, 121; 1991 a. 39; 138; 1993 a. 98, 118, 437, 482; 1995 a. 201; 1995 a. 448 ss. 243 to 266, 487 to 490; Stats. 1995 s. 961.41; 1997 a. 220, 283; 1999 a. 21, 32, 48, 57.

9 **SECTION 283.** 961.41 (5) (c) of the statutes is amended to read:

10 961.41 (5) (c) All moneys collected from drug surcharges shall be deposited by
11 the ~~state treasurer~~ secretary of administration in and utilized in accordance with s.
12 20.435 (6) (gb).

13 **History:** 1971 c. 219, 307; 1973 c. 12; 1981 c. 90, 314; 1985 a. 328; 1987 a. 339, 403; 1989 a. 31, 56, 121; 1991 a. 39; 138; 1993 a. 98, 118, 437, 482; 1995 a. 201; 1995 a. 448 ss. 243 to 266, 487 to 490; Stats. 1995 s. 961.41; 1997 a. 220, 283; 1999 a. 21, 32, 48, 57.

13 **SECTION 284.** 973.045 (2) of the statutes is amended to read:

14 973.045 (2) After the clerk determines the amount due, the clerk of court shall
15 collect and transmit the amount to the county treasurer under s. 59.40 (2) (m). The
16 county treasurer shall then make payment to the ~~state treasurer~~ secretary of
17 administration under s. 59.25 (3) (f) 2.

18 **History:** 1983 a. 27; 1987 a. 27; 1989 a. 31; 1993 a. 16; 1995 a. 201.

18 **SECTION 285.** 973.045 (3) (a) (intro.) of the statutes is amended to read:

19 973.045 (3) (a) (intro.) The clerk shall record the crime victim and witness
20 surcharge in 2 parts. Part A is the portion that the ~~state treasurer~~ secretary of
21 administration shall credit to the appropriation account under s. 20.455 (5) (g) and

1 part B is the portion that the ~~state treasurer~~ secretary of administration shall credit
2 to the appropriation account under s. 20.455 (5) (gc), as follows:

3 History: 1983 a. 27; 1987 a. 27; 1989 a. 31; 1993 a. 16; 1995 a. 201

SECTION 286. 973.045 (4) of the statutes is amended to read:

4 973.045 (4) If an inmate in a state prison or a person sentenced to a state prison
5 has not paid the crime victim and witness assistance surcharge under this section,
6 the department shall assess and collect the amount owed from the inmate's wages
7 or other moneys. Any amount collected shall be transmitted to the ~~state treasurer~~
8 secretary of administration.

9 History: 1983 a. 27; 1987 a. 27; 1989 a. 31; 1993 a. 16; 1995 a. 201

SECTION 287. 973.046 (2) of the statutes is amended to read:

10 973.046 (2) After the clerk of court determines the amount due, the clerk shall
11 collect and transmit the amount to the county treasurer under s. 59.40 (2) (m). The
12 county treasurer shall then make payment to the ~~state treasurer~~ secretary of
13 administration under s. 59.25 (3) (f) 2.

14 History: 1993 a. 16; 1995 a. 201; 1997 a. 27; 1999 a. 9.

SECTION 288. 973.046 (3) of the statutes is amended to read:

15 973.046 (3) All moneys collected from deoxyribonucleic acid analysis
16 surcharges shall be deposited by the ~~state treasurer~~ secretary of administration as
17 specified in s. 20.455 (2) (Lm) and utilized under s. 165.77.

18 History: 1993 a. 16; 1995 a. 201; 1997 a. 27; 1999 a. 9.

SECTION 289. 973.046 (4) of the statutes is amended to read:

19 973.046 (4) If an inmate in a state prison or a person sentenced to a state prison
20 has not paid the deoxyribonucleic acid analysis surcharge under this section, the
21 department shall assess and collect the amount owed from the inmate's wages or
22 other moneys. Any amount collected shall be transmitted to the ~~state treasurer~~
23 secretary of administration.

History: 1993 a. 16; 1995 a. 201; 1997 a. 27; 1999 a. 9.

1 **SECTION 290.** 973.055 (2) (a) of the statutes is amended to read:

2 973.055 (2) (a) If the assessment is imposed by a court of record, after the court
3 determines the amount due, the clerk of the court shall collect and transmit the
4 amount to the county treasurer as provided in s. 59.40 (2) (m). The county treasurer
5 shall then make payment to the ~~state treasurer~~ secretary of administration as
6 provided in s. 59.25 (3) (f) 2.

History: 1979 c. 111; 1979 c. 221 s. 2202 (20); 1979 c. 355; 1981 c. 20 s. 2202 (20) (s); 1983 a. 27 s. 2202 (20); 1987 a. 27; 1989 a. 31; 1991 a. 39; 1993 a. 262, 319; 1995 a. 27, 201, 343, 353; 1997 a. 27, 35, 143; 1999 a. 150 s. 672; 1999 a. 185.

7 **SECTION 291.** 973.055 (2) (b) of the statutes is amended to read:

8 973.055 (2) (b) If the assessment is imposed by a municipal court, after a
9 determination by the court of the amount due, the court shall collect and transmit
10 the amount to the treasurer of the county, city, town or village, and that treasurer
11 shall make payment to the ~~state treasurer~~ secretary of administration as provided
12 in s. 66.0114 (1) (b).

History: 1979 c. 111; 1979 c. 221 s. 2202 (20); 1979 c. 355; 1981 c. 20 s. 2202 (20) (s); 1983 a. 27 s. 2202 (20); 1987 a. 27; 1989 a. 31; 1991 a. 39; 1993 a. 262, 319; 1995 a. 27, 201, 343, 353; 1997 a. 27, 35, 143; 1999 a. 150 s. 672; 1999 a. 185.

13 **SECTION 292.** 973.055 (3) of the statutes is amended to read:

14 973.055 (3) All moneys collected from domestic abuse assessments shall be
15 deposited by the ~~state treasurer~~ secretary of administration in s. 20.435 (3) (hh) and
16 utilized in accordance with s. 46.95.

History: 1979 c. 111; 1979 c. 221 s. 2202 (20); 1979 c. 355; 1981 c. 20 s. 2202 (20) (s); 1983 a. 27 s. 2202 (20); 1987 a. 27; 1989 a. 31; 1991 a. 39; 1993 a. 262, 319; 1995 a. 27, 201, 343, 353; 1997 a. 27, 35, 143; 1999 a. 150 s. 672; 1999 a. 185.

17 **SECTION 293.** 978.12 (5) (c) 1. of the statutes is amended to read:

18 978.12 (5) (c) 1. The salaries authorized under this section for the district
19 attorney and the state employees of the office of district attorney shall be paid by the
20 ~~state treasurer~~ secretary of administration to the county treasurer pursuant to a
21 voucher submitted by the district attorney to the department of administration. The
22 county treasurer shall pay the amounts directly to the district attorney and state

1 employees of the office of district attorney and the amounts paid shall be subject to
2 the retirement system established under chapter 201, laws of 1937.

History: 1989 a. 31, 117, 336; 1991 a. 32, 39; 1993 a. 294; 1999 a. 9, 85

3 **SECTION 294.** 978.13 (1) (b) of the statutes is amended to read:

4 978.13 (1) (b) In counties having a population of 500,000 or more, the salary
5 and fringe benefit costs of 2 clerk positions providing clerical services to the
6 prosecutors in the district attorney's office handling cases involving felony violations
7 under ch. 961. ~~The state treasurer~~ secretary of administration shall pay the amount
8 authorized under this paragraph to the county treasurer pursuant to a voucher
9 submitted by the district attorney to the department of administration from the
10 appropriation under s. 20.475 (1) (i). The amount paid under this paragraph may not
11 exceed \$75,200 in the 1999–2000 fiscal year and \$77,500 in the 2000–01 fiscal year.

History: 1989 a. 31, 117, 122, 336; 1991 a. 39; 1993 a. 16, 92; 1995 a. 27, 448; 1997 a. 27; 1999 a. 9.

12 **SECTION 295.** 978.13 (1) (c) of the statutes is amended to read:

13 978.13 (1) (c) In counties having a population of 500,000 or more, the salary and
14 fringe benefit costs of clerk positions in the district attorney's office necessary for the
15 prosecution of violent crime cases primarily involving felony violations under s.
16 939.63, if a felony is committed while armed, and under ss. 940.01 to 940.03, 940.05,
17 940.06, 940.225, 943.23 (1g), (1m) and (1r) and 943.32 (2). ~~The state treasurer~~
18 secretary of administration shall pay the amount authorized under this paragraph
19 to the county treasurer pursuant to a voucher submitted by the district attorney to
20 the secretary of administration from the appropriation under s. 20.475 (1) (i). The
21 amount paid under this paragraph may not exceed \$94,400 in the 1999–2000 fiscal
22 year and \$97,200 in the 2000–01 fiscal year.

History: 1989 a. 31, 117, 122, 336; 1991 a. 39; 1993 a. 16, 92; 1995 a. 27, 448; 1997 a. 27; 1999 a. 9.

23 **SECTION 296.** 978.13 (1) (d) of the statutes is amended to read:

1 978.13 (1) (d) In counties having a population of 500,000 or more, the salary
2 and fringe benefit costs of 2 clerk positions providing clerical services to the
3 prosecutors in the district attorney's office handling cases involving the unlawful
4 possession or use of firearms. ~~The state treasurer~~ secretary of administration shall
5 pay the amount authorized under this paragraph to the county treasurer from the
6 appropriation under s. 20.475 (1) (f) pursuant to a voucher submitted by the district
7 attorney to the department of administration. The amount paid under this
8 paragraph may not exceed \$51,300 in the 1999–2000 fiscal year and \$64,400 in the
9 2000–01 fiscal year.

History: 1989 a. 31, 117, 122, 336; 1991 a. 39; 1993 a. 16, 92; 1995 a. 27, 448; 1997 a. 27; 1999 a. 9.

10 **SECTION 9153. Nonstatutory provisions; treasurer.**

11 (1) TRANSFER OF THE CASH MANAGEMENT FUNCTIONS OF THE OFFICE OF THE STATE
12 TREASURER.

13 (a) *Assets and liabilities.* On May 1, 2001, all assets and liabilities of the office
14 of the state treasurer relating to the performance of its cash management functions,
15 other than its performance of such functions under chapter 177 of the statutes, shall
16 become the assets and liabilities of the department of administration.

17 (b) *Tangible personal property.* On May 1, 2001, all tangible personal property,
18 including records, of the office of the state treasurer relating to the performance of
19 its cash management functions, other than its performance of such functions under
20 chapter 177 of the statutes, are transferred to the department of administration.

21 (c) *Contracts.* All contracts entered into by the office of the state treasurer
22 relating to the performance of its cash management functions, other than its
23 performance of such functions under chapter 177 of the statutes, which are in effect
24 on May 1, 2001, remain in effect and are transferred to the department of

1 administration. The department of administration shall carry out any such
 2 contractual obligations until modified or rescinded by the department of
 3 administration to the extent allowed under the contract.

4 (d) *Employee transfers and status.* Between May 1, 2001, and October 1, 2001,
 5 all incumbent employees holding positions in the office of the state treasurer who
 6 perform cash management functions, other than functions under chapter 177 of the
 7 statutes, are transferred to the department of administration. The secretary shall
 8 determine the date on which each such employee is transferred. Employees
 9 transferred under this paragraph have all rights and the same status under
 10 subchapter V of chapter 111 and chapter 230 of the statutes that they enjoyed in the
 11 office of the state treasurer. Notwithstanding section 230.28 (4) of the statutes, no
 12 employee so transferred who has attained permanent status in class may be required
 13 to serve a probationary period.

14 (e) *Pending matters.* Any matter pending with the office of the state treasurer
 15 relating to the performance of its cash management functions, other than its
 16 performance of such functions under chapter 177 of the statutes, on May 1, 2001, is
 17 transferred to the department of administration and all materials submitted to or
 18 actions taken by the office of the state treasurer with respect to the pending matter
 19 are considered as having been submitted to or taken by the department of
 20 administration.

21 **SECTION 9453. Effective dates; treasurer.**

22 (1) TRANSFER OF CASH MANAGEMENT FUNCTIONS TO THE DEPARTMENT OF
 23 ADMINISTRATION. The treatment of sections 13.94 (1) (a), (d) 1. and 2., and (f), 14.58
 24 (1) (intro.), (2), (3), (4), (5), (6), (8), (9), (10), (12), (13), (17), (18), (19), and (21), 16.401
 25 (title), (intro.), and (1), 16.412, 16.415 (1), 16.53 (5), (6), and (10) (a) and (b), 18.60 (3),

1 19.43 (7), 20.395 (9) (gg), 20.435 (6) (gb) and (hx), 20.585 (1) (km), 20.906 (1), (4), (5),
 2 and (6), 20.907 (2), (5) (a), (b), (c), and (d), 20.912 (1), 20.920 (2) (a), 20.929, 21.33,
 3 23.49, 23.85, 24.17 (1) (intro.) and (2), 24.20, 24.25, 24.29, 24.32 (2), 24.33, 24.61 (2)
 4 (b), 24.67 (3), 24.69 (1), 24.70 (2), (4), and (6), 24.71 (2), (4), and (5), 25.14 (3), 25.17
 5 (61), 25.19 (3) and (4), 25.31 (1), 25.40 (1) (a) 6., 25.50 (3) (a), (4), (5m) (a), (7), (8) (b),
 6 (9), and (10), 25.65 (3), (4), (6), and (7) (b), 26.14 (4), 26.30 (9) (b) (intro.), 29.983 (1)
 7 (e) and (f) and (2), 29.985 (1) (c) and (d), 29.987 (1) (c) and (d), 29.989 (1) (c) and (d),
 8 34.045 (1) (b), 34.08 (2), 36.51 (6), 38.36 (6), 40.04 (3) (c), 43.70 (3), 45.37 (11), 46.973
 9 (3), 48.275 (2) (d), 48.715 (3) (a) 3., 49.19 (3) (b) and (14) (b), 49.498 (16) (g), 50.03 (5g)
 10 (c) 1. c., 50.034 (8) (d), 50.035 (11) (d), 50.04 (5) (f), 50.38 (4), 50.55 (1) (e), 50.98 (5),
 11 59.25 (3) (f) 1. and 2., 59.25 (3) (k), (L), (m), and (p), 59.40 (2) (m), 66.0114 (1) (bm)
 12 and (3) (c), 66.0517 (3) (b) 1., 69.22 (1) (c) and (1m), 70.385, 70.39 (4) (b), 71.10 (5) (h)
 13 (intro.) and (5e) (h) (intro.), 71.30 (10) (h) (intro.), 71.74 (13) (a) and (b) and (14), 71.80
 14 (1) (e), (16) (b), and (17), 71.90 (2), 71.91 (5) (h) and (7) (e), 72.24, 73.03 (6), 73.10 (6),
 15 74.25 (1) (a) 5., 74.27, 74.30 (1) (e) and (1m), 76.13 (2) and (3), 76.15 (2), 76.22 (3),
 16 76.24 (1), 76.28 (4) (b), 76.39 (4) (d), 76.48 (3) and (5), 77.59 (7), 84.11 (4), 84.12 (4),
 17 85.14 (1) (b) and (2), 87.07 (4), 87.11 (2), 87.13, 93.31, 100.261 (2) and (3) (a) and (b)
 18 1., 101.573 (1) and (3) (a) and (b), and (4), 102.28 (7) (a), 102.63, 102.85 (4) (c) and (d),
 19 108.15 (6) (c), (d) (intro.), and (e), 108.20 (2), 115.345 (5), 125.14 (2) (e) and (f), 139.10
 20 (title) and (1), 139.39 (4), 150.963 (3) (e), 165.30 (3), 165.755 (3), (4), (5), (6), and (7),
 21 167.31 (5) (c) and (d), 194.51, 195.29 (5), 195.60 (3), (4) (d), and (5), 196.199 (3) (d),
 22 196.85 (3), (4) (d), and (5), 215.33 (3) (b) 2., 223.02 (1) (intro.), (b), (c), (d), and (e),
 23 223.20 (3), 224.77 (1m) (c), 253.06 (4) (c) 2. and (5) (e), 254.45 (4) (b), 254.59 (2) and
 24 (5), 281.99 (4), 299.93 (3) and (4), 301.105 (intro.), 344.185 (2) (e) 2., 345.08, 346.177
 25 (3), ~~346.177~~ and (4), 346.495 (3) and (4), 346.65 (4r) (c) and (d), 346.655 (2) (a) and (b) and

77.64
(5)(h)

(3), 350.115 (1) (c) and (d), 351.07 (1g), 562.02 (1) (g), 565.37 (3), 601.13 (1) (intro.), (3) (intro.), (5), (6), (8) (intro.), and (11), 601.45 (3), 601.62 (4), 604.04 (4), 604.05, 604.06 (1), 604.07, 605.30, 611.76 (4) (e), 753.061 (5), 753.07 (2) (a), (3) (a), and (4), 757.05 (1) (b), (c), and (d), 778.135, 778.136, 778.17, 812.42 (2) (c), 813.31 (1), (2), and (3), 814.60 (1), 814.61 (1) (a), (3), (7) (a) and (b), and (8) (c) and (d), 814.62 (1) and (3) (d) 2. and 3., 814.63 (5), 814.634 (2), 814.635 (2), 814.65 (1), 814.66 (3), 938.275 (2) (d), 938.34 (8d) (b) and (c), 961.41 (5) (b) and (c), 973.045 (2), (3) (a) (intro.), and (4), 973.046 (2), (3), and (4), 973.055 (2) (a) and (b) and (3), 978.12 (5) (c) 1., 978.13 (1) (b), (c), and (d) of the statutes takes effect on May 1, 2001.

(END)

INSERT 62-12

AM; 77.64 (5)(h)

77.64 (5) (h) If the department is unable to locate an individual or married couple who is eligible to receive a rebate under sub. (2) by December 31, 2000, or, notwithstanding ss. ~~14.58 (12)~~ ^{16.401 (10)} and 20.912 (1) and notwithstanding s. 20.912 (2) and (3), as affected by 1999 Wisconsin Act 9, if an individual or married couple who is issued a check, share draft or other draft and does not cash the check, share draft or other draft by December 31, 2000, the right to the rebate lapses.

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1425/1dn

RAC:.....

WLJ

Jeffrey Geisler:

Per your request, this draft transfers the cash management functions of the state treasurer's office to the department of administration. ~~In order~~^J to effectuate your intent, I made sure that these duties were transferred not only in ch. 14 but also throughout the statutes. Please review my treatment of these provisions carefully. Also, I did not transfer the duties of the state treasurer with respect to the Wisconsin election campaign fund and to ch. 177. Is this consistent with your intent? Finally, I ~~did not change~~ the state treasurer's duties in ss. 16.40 (13), 18.07 (2), 18.10 (5), (7), (8), and (11), 20.566 (1) (a), 20.902, 20.909 (2), 20.912 (1), (3), (4), and (5), 25.17 (12) (b), and (c), 25.19 (1), (3), and (4), 36.07 (3), 40.06 (1) (c), 108.16 (4) (b), 186.22 (6), 217.11 (5), 220.08 (14) and (20), 221.0802, 646.12 (1) (a), and 708.07. Please make certain that this is consistent with your intent. *

Rick A. Champagne
Senior Legislative Attorney
Phone: (608) 266-9930
E-mail: rick.champagne@legis.state.wi.us

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1425/1dn
RAC:wljjf

January 6, 2001

Jeffrey Geisler:

Per your request, this draft transfers the cash management functions of the state treasurer's office to the department of administration. To effectuate your intent, I made sure that these duties were transferred not only in ch. 14 but also throughout the statutes. Please review my treatment of these provisions carefully. Also, I did not transfer the duties of the state treasurer with respect to the Wisconsin election campaign fund and to ch. 177. Is this consistent with your intent? Finally, I did not change the state treasurer's duties in ss. 16.40 (13), 18.07 (2), 18.10 (5), (7), (8), and (11), 20.566 (1) (a), 20.902, 20.909 (2), 20.912 (1), (3), (4), and (5), 25.17 (12) (b), and (c), 25.19 (1), (3), and (4), 36.07 (3), 40.06 (1) (c), 108.16 (4) (b), 186.22 (6), 217.11 (5), 220.08 (14) and (20), 221.0802, 646.12 (1) (a), and 708.07. Please make certain that this is consistent with your intent.

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