

2003 DRAFTING REQUEST

Bill

Received: **01/27/2003**

Received By: **rnelson2**

Wanted: **As time permits**

Identical to LRB:

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

By/Representing: **Mukasa**

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

Drafter: **rnelson2**

May Contact:

Addl. Drafters:

Subject: **Courts - costs and fees**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Mukasa -

Topic:

Increase certain court fees by 30%

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?							State
/1	rnelson2 01/27/2003	wjackson 01/27/2003	jfrantze 01/27/2003		mbarman 01/27/2003		

FE Sent For:

<END>

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1?	rnelson2	1 WLj 1/27	Jb 1/27	Jell 1/27			

FE Sent For:

<END>



**WISCONSIN DEPARTMENT OF
ADMINISTRATION**

1-25-03
Saturday 10:48 am

JIM DOYLE
GOVERNOR
MARC MAROTTA
SECRETARY

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

Date: January 25, 2003
To: Steve Miller, LRB
From: Roger Mukasa, DOA
267-0370
Subject: Court fee increases 2003-05 Biennial Budget Request Statutory
Language Drafts

I am forwarding statutory language changes that Governor Doyle would like to include in the budget regarding the court fees.

The Governor has proposed to increase the following fees by 30%:

- 1. Circuit Court fees:
 - a. Small claims filing fee ✓ *No*
 - b. Large claims filing fee ✓ *No*
 - c. Forfeiture judgement fee ✓ *No*
 - d. Civil Court filing fee ✓ *634 (c) (a) (b) + (c)*
- 2. Court of Appeals filing fee ✓
- 3. Supreme Court filing fee. ✓

cc: James T. Johnston

All Increase goes to GPR



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-1765/1

RPN: /:....

WLJ

DOA:.....Mukasa - Increase certain court fees by 30%

FOR 2003-05 BUDGET - NOT READY FOR INTRODUCTION

DO NOT GEN

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau
COURTS, COURT PROCEDURES, AND ATTORNEYS

This bill increases the filing fees in court of appeals and supreme court appeals from \$150 to \$195. The bill also increases the circuit court support services fees as follows: for cases other than small or large claim cases, from \$52 to ~~\$80.00~~; for large claim cases, from \$130 to \$169; and for small claim cases, from \$39 to \$50.70.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 SECTION 1. 809.25 (2) (a) 1. of the statutes is amended to read:

3 809.25 (2) (a) 1. For filing an appeal, cross-appeal, petition for review, petition

4 to bypass, or other proceeding, \$150 \$195.

History: Sup. Ct. Order, 83 Wis. 2d xiii (1978); Sup. Ct. Order, 92 Wis. 2d xiii (1979); Sup. Ct. Order, 104 Wis. 2d xi (1981); 1981 c. 316, 317; 1981-c. 390 ss. 220, 252; 1985 a. 29; Sup. Ct. Order, 151 Wis. 2d xvii (1989); 1995 a. 224; 1997 a. 254; 1999 a. 85; Sup. Ct. Order No. 00-02, 2001 WI 39, 242 Wis. 2d xxvii.

1 **SECTION 2.** 814.634 (1) (a) of the statutes is amended to read:

2 814.634 (1) (a) Except for an action for a safety belt use violation under s.
3 347.48 (2m), the clerk of circuit court shall charge and collect a \$52 ~~\$20.60~~ court
4 support services fee from any person, including any governmental unit as defined in
5 s. 108.02 (17), paying a fee under s. 814.61 (1) (a), (3), or (8) (am) or 814.63 (1).

6 History: 1993 a. 16; 1995 a. 27, 201, 417; 2001 a. 109.

6 **SECTION 3.** 814.634 (1) (b) of the statutes is amended to read:

7 814.634 (1) (b) Notwithstanding par. (a), the clerk of circuit court shall charge
8 and collect a \$130 ~~\$169~~ court support services fee from any person, including any
9 governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a) or
10 (3) or 814.62 (1) or (2), if the party paying the fee seeks the recovery of money and
11 the amount claimed exceeds the amount under s. 799.01 (1) (d).

12 History: 1993 a. 16; 1995 a. 27, 201, 417; 2001 a. 109.

12 **SECTION 4.** 814.634 (1) (c) of the statutes is amended to read:

13 814.634 (1) (c) Notwithstanding par. (a), the clerk of circuit court shall charge
14 and collect a \$39 ~~\$50.70~~ court support services fee from any person, including any
15 governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.62 (3) (a) or
16 (b), or paying a fee under s. 814.61 (1) (a) or (3) or 814.62 (1) or (2) if the party paying
17 the fee seeks the recovery of money and the amount claimed is equal to or less than
18 the amount under s. 799.01 (1) (d).

19 History: 1993 a. 16; 1995 a. 27, 201, 417; 2001 a. 109.

19 **SECTION 9308. Initial applicability; circuit courts.**

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

23 **SECTION 9348. Initial applicability; supreme court.**



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-1765/1
RPN:wlj:jf

DOA:.....Mukasa – Increase certain court fees by 30%

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION.

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This bill increases the filing fees in court of appeals and supreme court appeals from \$150 to \$195. The bill also increases the circuit court support services fees as follows: for cases other than small or large claim cases, from \$52 to \$67.60; for large claim cases, from \$130 to \$169; and for small claim cases, from \$39 to \$50.70.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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14 governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.62 (3) (a) or
15 (b), or paying a fee under s. 814.61 (1) (a) or (3) or 814.62 (1) or (2) if the party paying
16 the fee seeks the recovery of money and the amount claimed is equal to or less than
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