

BILL HISTORY FOR ASSEMBLY BILL 421 (LRB -2368)

An Act to renumber 814.634 (2); to renumber and amend 23.51 (4), 102.01 (2) (i), 814.634 (title), 814.634 (1) (a) to (c), 814.634 (1) (d) and 814.635; to amend 13.093 (2) (a), 20.292 (1) (hm), 20.395 (2) (gj), 20.435 (1) (gr), 20.435 (3) (hh), 20.455 (2) (i), 20.475 (1) (i), 20.505 (6) (j) (intro.), 20.505 (6) (kp) (title), 20.505 (6) (kt) (title), 20.530 (1) (ja), 20.566 (1) (h), 20.680 (2) (j), 23.50 (1), 23.50 (2), 23.50 (3), 23.51 (3c), 23.51 (3g), 23.51 (3m), 23.51 (5), 23.51 (6), 23.51 (6m), 23.51 (8), 23.51 (9), 23.51 (10), 23.53 (1), 23.54 (3) (e), 23.54 (3) (i), 23.54 (3) (j), 23.55 (1) (b), 23.56 (2), 23.66 (2), 23.66 (4), 23.67 (2), 23.67 (3), 23.75 (3) (a) 2., 23.75 (3) (b), 23.75 (3) (c), 23.79 (1), 23.79 (2), 23.80 (2), 23.83 (2), 23.84, 23.85, 25.40 (1) (ij), 25.46 (13m), 29.961 (1) (c), 29.964 (3), 29.971 (1g), 29.971 (2) (c), 29.983 (title), 29.983 (1) (a), 29.983 (1) (b) (intro.), 29.983 (1) (d), 29.983 (1) (e), 29.983 (1) (f), 29.983 (2) (title), 29.985, 29.987, 29.989, 48.37, 59.25 (3) (f) 1., 59.25 (3) (f) 2., 59.25 (3) (j), 59.25 (3) (k), 59.40 (2) (m), 66.0113 (1) (b) 7. c., 66.0113 (1) (b) 7. d., 66.0113 (1) (c), 66.0113 (3) (a), 66.0113 (3) (b), 66.0113 (3) (c), 66.0113 (3) (d), 66.0114 (1) (b), 66.0114 (1) (bm), 100.261 (title), 100.261 (1), 100.261 (2), 100.261 (3) (a), 100.261 (3) (b), 102.80 (1) (b), 102.85 (4), 102.85 (5) (a), 102.87 (2) (e), 102.87 (2) (g), 102.87 (2) (h), 102.87 (3), 102.87 (5), 102.87 (6), 102.87 (7) (b), 102.87 (7) (c), 102.87 (9), 148.04 (3), 165.755 (title), 165.755 (1) (a), 165.755 (1) (b), 165.755 (2), 165.755 (5), 165.755 (6), 165.755 (7), 167.31 (5), 169.46, 180.0850 (4), 181.0871 (4), 183.0403 (1) (b), 185.034 (4), 186.082 (4), 187.20 (4), 215.512 (3), 221.0626 (3), 221.0626 (3), 253.06 (3) (a) 3., 253.06 (3m) (a) 2., 253.06 (4) (c) 1., 299.93, 302.46 (title), 302.46 (1) (a), 302.46 (1) (b), 302.46 (1) (c), 302.46 (1) (d), 345.20 (2) (f), 345.26 (1) (b) 1., 345.26 (2) (b), 345.36 (2) (b), 345.37 (1) (b), 345.37 (2), 345.37 (5), 345.375 (2), 345.47 (title), 345.47 (1) (intro.), 345.47 (1) (b), 345.47 (1) (c), 345.47 (2), 345.47 (3), 345.49 (title), 345.49 (1), 345.49 (2), 345.61 (2) (c), 346.177, 346.495, 346.65 (4r), 346.655 (1), 349.04 (title), 349.04 (1), 349.04 (2), 349.04 (3), 349.04 (4), 350.115, 447.15 (4), 753.40, 757.05 (title), 757.05 (1) (a), 757.05 (1) (d), 757.05 (2) (title), 757.05 (2) (a), 757.05 (2) (b), 758.19 (6) (c) 1. a., 778.02, 778.03, 778.06, 778.10, 778.105, 778.13, 778.18, 778.25 (2) (g), 778.25 (3), 778.25 (5), 778.25 (8) (b), 778.25 (10), 778.26 (2) (e), 778.26 (2) (g), 778.26 (2) (h), 778.26 (3), 778.26 (4), 778.26 (5), 778.26 (6), 778.26 (7) (b), 778.26 (7) (c), 778.26 (9), 778.30 (1) (b), 800.02 (2) (a) 8., 800.02 (3) (a) 5., 800.03 (3), 800.04 (2) (b), 800.04 (2) (c), 800.09 (1) (intro.), 800.09 (1) (a), 800.09 (2) (b), 800.10 (2), 800.12 (2), chapter 814 (title), 938.237 (2), 938.37 (1), 938.37 (3), 961.41 (5) (a), 971.37 (1m) (c) 1. (intro.), 971.37 (1m) (c) 1. a., 973.05 (1), 973.05 (2), 973.05 (3) (a), 973.05 (4), 973.055 (1) (intro.), 973.055 (2) (a), 973.055 (2) (b), 973.055 (3), 973.055 (4), 973.06 (title), 973.06 (1) (intro.), 973.06 (1) (f) 1. (intro.), 973.06 (1) (f) 2., 973.07, 973.09 (1x), 973.20 (11) (a), 973.20 (12) (a) and 973.20 (12) (b); to repeal and recreate 814.60 (2) and 814.63 (3); and to create 14.58 (22) and subchapter III of chapter 814 [precedes 814.75] of the statutes; relating to: assessments, costs, fees, and surcharges. (FE)

2003

- 06-24. A. Introduced by Representatives McCormick, Musser, Townsend, Hahn, Kreibich, Seratti, Hines, Huber, Bies, Krawczyk and Van Roy; cosponsored by Senators Welch and Roessler.
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- 09-10. A. Public hearing held.
- 10-08. A. Executive action taken.
- 10-15. A. Report passage recommended by committee on Corrections and the Courts, Ayes 10, Noes 0 429
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- 01-08. S. Public hearing held.

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01-28. S.	Read a third time and concurred in	579
01-28. S.	Ordered immediately messaged	579
01-29. A.	Received from Senate concurred in.	

**2003
ENROLLED BILL**

03en A B-421

ADOPTED DOCUMENTS:

Orig **Engr** **SubAmdt**

03-23681

Amendments to above (if none, write "NONE"): AA1

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2003 ASSEMBLY BILL 421

June 24, 2003 - Introduced by Representatives McCORMICK, MUSSER, TOWNSEND, HAHN, KREIBICH, SERATTI, HINES, HUBER, BIES, KRAWCZYK and VAN ROY, cosponsored by Senators WELCH and ROESSLER. Referred to Committee on Corrections and the Courts.

1 **AN ACT to renumber** 814.634 (2); **to renumber and amend** 23.51 (4), 102.01
2 (2) (i), 814.634 (title), 814.634 (1) (a) to (c), 814.634 (1) (d) and 814.635; **to**
3 **amend** 13.093 (2) (a), 20.292 (1) (hm), 20.395 (2) (gj), 20.435 (1) (gr), 20.435 (3)
4 (hh), 20.455 (2) (i), 20.475 (1) (i), 20.505 (6) (j) (intro.), 20.505 (6) (kp) (title),
5 20.505 (6) (kt) (title), 20.530 (1) (ja), 20.566 (1) (h), 20.680 (2) (j), 23.50 (1), 23.50
6 (2), 23.50 (3), 23.51 (3c), 23.51 (3g), 23.51 (3m), 23.51 (5), 23.51 (6), 23.51 (6m),
7 23.51 (8), 23.51 (9), 23.51 (10), 23.53 (1), 23.54 (3) (e), 23.54 (3) (i), 23.54 (3) (j),
8 23.55 (1) (b), 23.56 (2), 23.66 (2), 23.66 (4), 23.67 (2), 23.67 (3), 23.75 (3) (a) 2.,
9 23.75 (3) (b), 23.75 (3) (c), 23.79 (1), 23.79 (2), 23.80 (2), 23.83 (2), 23.84, 23.85,
10 25.40 (1) (ij), 25.46 (13m), 29.961 (1) (c), 29.964 (3), 29.971 (1g), 29.971 (2) (c),
11 29.983 (title), 29.983 (1) (a), 29.983 (1) (b) (intro.), 29.983 (1) (d), 29.983 (1) (e),
12 29.983 (1) (f), 29.983 (2) (title), 29.985, 29.987, 29.989, 48.37, 59.25 (3) (f) 1.,
13 59.25 (3) (f) 2., 59.25 (3) (j), 59.25 (3) (k), 59.40 (2) (m), 66.0113 (1) (b) 7. c.,
14 66.0113 (1) (b) 7. d., 66.0113 (1) (c), 66.0113 (3) (a), 66.0113 (3) (b), 66.0113 (3)

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1 (c), 66.0113 (3) (d), 66.0114 (1) (b), 66.0114 (1) (bm), 100.261 (title), 100.261 (1),
2 100.261 (2), 100.261 (3) (a), 100.261 (3) (b), 102.80 (1) (b), 102.85 (4), 102.85 (5)
3 (a), 102.87 (2) (e), 102.87 (2) (g), 102.87 (2) (h), 102.87 (3), 102.87 (5), 102.87 (6),
4 102.87 (7) (b), 102.87 (7) (c), 102.87 (9), 148.04 (3), 165.755 (title), 165.755 (1)
5 (a), 165.755 (1) (b), 165.755 (2), 165.755 (5), 165.755 (6), 165.755 (7), 167.31 (5),
6 169.46, 180.0850 (4), 181.0871 (4), 183.0403 (1) (b), 185.034 (4), 186.082 (4),
7 187.20 (4), 215.512 (3), 221.0626 (3), 221.0626 (3), 253.06 (3) (a) 3., 253.06 (3m)
8 (a) 2., 253.06 (4) (c) 1., 299.93, 302.46 (title), 302.46 (1) (a), 302.46 (1) (b), 302.46
9 (1) (c), 302.46 (1) (d), 345.20 (2) (f), 345.26 (1) (b) 1., 345.26 (2) (b), 345.36 (2) (b),
10 345.37 (1) (b), 345.37 (2), 345.37 (5), 345.375 (2), 345.47 (title), 345.47 (1)
11 (intro.), 345.47 (1) (b), 345.47 (1) (c), 345.47 (2), 345.47 (3), 345.49 (title), 345.49
12 (1), 345.49 (2), 345.61 (2) (c), 346.177, 346.495, 346.65 (4r), 346.655 (1), 349.04
13 (title), 349.04 (1), 349.04 (2), 349.04 (3), 349.04 (4), 350.115, 447.15 (4), 753.40,
14 757.05 (title), 757.05 (1) (a), 757.05 (1) (d), 757.05 (2) (title), 757.05 (2) (a),
15 757.05 (2) (b), 758.19 (6) (c) 1. a., 778.02, 778.03, 778.06, 778.10, 778.105,
16 778.13, 778.18, 778.25 (2) (g), 778.25 (3), 778.25 (5), 778.25 (8) (b), 778.25 (10),
17 778.26 (2) (e), 778.26 (2) (g), 778.26 (2) (h), 778.26 (3), 778.26 (4), 778.26 (5),
18 778.26 (6), 778.26 (7) (b), 778.26 (7) (c), 778.26 (9), 778.30 (1) (b), 800.02 (2) (a)
19 8., 800.02 (3) (a) 5., 800.03 (3), 800.04 (2) (b), 800.04 (2) (c), 800.09 (1) (intro.),
20 800.09 (1) (a), 800.09 (2) (b), 800.10 (2), 800.12 (2), chapter 814 (title), 938.237
21 (2), 938.37 (1), 938.37 (3), 961.41 (5) (a), 971.37 (1m) (c) 1. (intro.), 971.37 (1m)
22 (c) 1. a., 973.05 (1), 973.05 (2), 973.05 (3) (a), 973.05 (4), 973.055 (1) (intro.),
23 973.055 (2) (a), 973.055 (2) (b), 973.055 (3), 973.055 (4), 973.06 (title), 973.06 (1)
24 (intro.), 973.06 (1) (f) 1. (intro.), 973.06 (1) (f) 2., 973.07, 973.09 (1x), 973.20 (11)
25 (a), 973.20 (12) (a) and 973.20 (12) (b); *to repeal and recreate* 814.60 (2) and

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1 814.63 (3); and *to create* 14.58 (22) and subchapter III of chapter 814 [precedes
2 814.75] of the statutes; **relating to:** assessments, costs, fees, and surcharges.

Analysis by the Legislative Reference Bureau

Under current law, circuit courts may impose a fine or forfeiture and municipal courts may impose a forfeiture for a violation of law. Generally, forfeitures collected by municipal courts are paid to the municipality and forfeitures or fines collected by circuit courts are paid to the state. In addition to fines and forfeitures, a court currently may impose a variety of assessments, surcharges, and restitution payments, as well as court costs and fees. The money collected from these assessments, surcharges, restitution payments, costs, and fees funds various local and state programs.

This bill consolidates all of the assessments, surcharges, and restitution payments into the chapter of the statutes that requires the courts to impose costs and fees and clarifies which assessments, surcharges, and restitution payments apply to which type of violation. The bill changes the name of all of these assessments, surcharges, and restitution payments to surcharges.

The bill requires the state treasurer to report annually to the legislature the amount of money that the courts collect as costs, fees, fines, forfeitures, and surcharges and requires the director of state courts to prepare a fiscal estimate on any bill that modifies or creates a surcharge.

For further information see the *state and local* 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:

3 **SECTION 1.** 13.093 (2) (a) of the statutes is amended to read:
4 13.093 (2) (a) Any bill making an appropriation ~~and~~, any bill increasing or
5 decreasing existing appropriations or state or general local government fiscal
6 liability or revenues, and any bill that modifies an existing surcharge or creates a
7 new surcharge that is imposed under ch. 814, shall, before any vote is taken thereon
8 by either house of the legislature if the bill is not referred to a standing committee,
9 or before any public hearing is held before any standing committee or, if no public
10 hearing is held, before any vote is taken by the committee, incorporate a reliable

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1 estimate of the anticipated change in appropriation authority or state or general
 2 local government fiscal liability or revenues under the bill, including to the extent
 3 possible a projection of such changes in future biennia. For purposes of this
 4 paragraph, a bill increasing or decreasing the liability or revenues of the
 5 unemployment reserve fund is considered to increase or decrease state fiscal liability
 6 or revenues. Except as otherwise provided by joint rules of the legislature or this
 7 paragraph, such estimates shall be made by the department or agency administering
 8 the appropriation or fund or collecting the revenue. The joint survey committee on
 9 retirement systems shall prepare the fiscal estimate with respect to the provisions
 10 of any bill referred to it which create or modify any system for, or make any provision
 11 for, the retirement of or payment of pensions to public officers or employees. The
 12 director of state courts shall prepare the fiscal estimate with respect to the provisions
 13 of any bill that modifies an existing surcharge or creates a new surcharge that is
 14 imposed under ch. 814. When a fiscal estimate is prepared after the bill has been
 15 introduced, it shall be printed and distributed as are amendments.

SECTION 2. 14.58 (22) of the statutes is created to read:

17 14.58 (22) **REPORT FEES AND SURCHARGES.** Report annually to the legislature the
 18 amount of money collected by municipal and circuit courts as costs, fees, fines,
 19 forfeitures, and surcharges imposed under ch. 814.

SECTION 3. 20.292 (1) (hm) of the statutes is amended to read:

21 20.292 (1) (hm) *Truck driver training.* All moneys received from truck driver
 22 education assessments surcharges under s. 349.04 to award grants for truck driver
 23 training under s. 38.04 (31).

SECTION 4. 20.395 (2) (gj) of the statutes is amended to read:

24
 ✓ 4-14 (AAI) ✓

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1 20.395 (2) (g) *Railroad crossing protection installation and maintenance, state*
2 *funds.* All moneys received from railroad crossing improvement assessments
3 required surcharges under ss. 346.177, 346.495, and 346.65 (4r), for the purpose of
4 railroad crossing protection installation and maintenance under s. 195.28 (2) and (3).

5 **SECTION 5.** 20.435 (1) (gr) of the statutes is amended to read:

6 20.435 (1) (gr) *Supplemental food program for women, infants, and children*
7 *administration.* All moneys received from the supplemental food enforcement
8 assessments surcharges on fines, forfeitures, and recoupments that are levied by a
9 court under s. 253.06 (4) (c) and on forfeitures and recoupments that are levied by
10 the department under s. 253.06 (5) (c) to finance fraud reduction in the supplemental
11 food program for women, infants, and children under s. 253.06.

12 **SECTION 6.** 20.435 (3) (hh) of the statutes is amended to read:

13 20.435 (3) (hh) *Domestic abuse assessment surcharge grants.* All moneys
14 received from the domestic abuse ~~assessment~~ surcharge on court fines, as authorized
15 under s. 971.37 (1m) (c) 1. or 973.055, to provide grants to domestic abuse services
16 organizations under s. 46.95.

17 **SECTION 7.** 20.455 (2) (i) of the statutes is amended to read:

18 20.455 (2) (i) *Penalty ~~assessment~~ surcharge, receipts.* The amounts in the
19 schedule for the purposes of s. 165.85 (5) (b) and for crime laboratory equipment. All
20 moneys received from the penalty ~~assessment~~ surcharge on court fines and
21 forfeitures as allocated to this appropriation account under s. 757.05 (2) (a) shall be
22 credited to this appropriation account. Moneys may be transferred from this
23 paragraph to pars. (j), (ja), and (jb) by the secretary of administration for
24 expenditures based upon determinations by the department of justice.

25 **SECTION 8.** 20.475 (1) (i) of the statutes is amended to read:

1 20.475 (1) (i) *Other employees.* The amounts in the schedule to reimburse
2 Milwaukee County for the costs of clerks necessary for the prosecution of violent
3 crime cases under s. 978.13 (1) (c) and clerks providing clerical services under s.
4 978.13 (1) (b) to prosecutors handling cases involving felony violations under ch. 961.
5 All moneys received under s. ~~814.635~~ 814.86 (1m) shall be credited to this
6 appropriation account.

7 **SECTION 9.** 20.505 (6) (j) (intro.) of the statutes is amended to read:

8 20.505 (6) (j) *Penalty ~~assessment~~ surcharge receipts.* (intro.) All moneys
9 received from the penalty ~~assessment~~ surcharge under s. 757.05 (2) (b) on court fines
10 and forfeitures and all moneys transferred under 2001 Wisconsin Act 16, sections
11 9201 (6c) (a), (b), and (c), 9211 (2c), and 9240 (1c), for the purpose of transferring the
12 following amounts to the following appropriation accounts:

13 **SECTION 10.** 20.505 (6) (kp) (title) of the statutes is amended to read:

14 20.505 (6) (kp) (title) *Anti-drug enforcement program, penalty*
15 *assessment surcharge — local.*

16 **SECTION 11.** 20.505 (6) (kt) (title) of the statutes is amended to read:

17 20.505 (6) (kt) (title) *Anti-drug enforcement program, penalty*
18 *assessment surcharge — state.*

19 **SECTION 12.** 20.530 (1) (ja) of the statutes is amended to read:

20 20.530 (1) (ja) *Justice information systems.* The amounts in the schedule for
21 the development and operation of automated justice information systems under s.
22 22.03 (9). Two-ninths of the moneys received under s. ~~814.635~~ 814.86 (1) shall be
23 credited to this appropriation account.

24 **SECTION 13.** 20.566 (1) (h) of the statutes is amended to read:

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1 20.566 (1) (h) *Debt collection.* From moneys received from the collection of
2 debts owed to state agencies under ss. 71.93 and 565.30 (5), from the collection of
3 unpaid fines, forfeitures, costs, assessments ~~fees~~, surcharges, and restitution
4 payments under s. 565.30 (5r) (b), from the collection of fees under s. 73.03 (52), and
5 from moneys received from the collection of debts owed to municipalities and
6 counties under s. 71.935, the amounts in the schedule to pay the administrative
7 expenses of the department of revenue for the collection of those debts, fines,
8 forfeitures, costs, ~~assessments~~, surcharges, fees, and restitution payments.
9 Notwithstanding s. 20.001 (3) (a), at the end of the fiscal year the unencumbered
10 balance of this appropriation account lapses to the general fund.

11 **SECTION 14.** 20.680 (2) (j) of the statutes is amended to read:

12 20.680 (2) (j) *Court information systems.* All moneys received under ss. 814.61,
13 814.62, and 814.63 that are required to be credited to this appropriation account
14 under those sections and six-ninths of the moneys received under s. ~~814.635~~ 814.86
15 (1) for the operation of circuit court automated information systems under s. 758.19
16 (4).

17 **SECTION 15.** 23.50 (1) of the statutes is amended to read:

18 23.50 (1) The procedure in ss. 23.50 to 23.85 applies to all actions in circuit
19 court to recover forfeitures, ~~penalty assessments, jail assessments, applicable~~
20 ~~weapons assessments, applicable environmental assessments, applicable wild~~
21 ~~animal protection assessments, applicable natural resources assessments,~~
22 ~~applicable fishing shelter removal assessments, applicable snowmobile registration~~
23 ~~restitution payments and applicable natural resources restitution payments~~ plus
24 costs, fees, and surcharges imposed under ch. 814, for violations of ss. 77.09, 90.21,
25 134.60, 167.10 (3), 167.31 (2), 281.48 (2) to (5), 283.33, 285.57 (2), 285.59 (2), (3) (c),

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1 and (4), 287.07, 287.08, 287.81, and 299.64 (2), subch. VI of ch. 77, this chapter, and
2 chs. 26 to 31, ch. 169, and ch. 350, and any administrative rules promulgated
3 thereunder, violations specified under s. 285.86, violations of ch. 951 if the animal
4 involved is a captive wild animal, violations of rules of the Kickapoo reserve
5 management board under s. 41.41 (7) (k), or violations of local ordinances enacted
6 by any local authority in accordance with s. 23.33 (11) (am) or 30.77.

7 **SECTION 16.** 23.50 (2) of the statutes is amended to read:

8 23.50 (2) All actions to recover these forfeitures, ~~penalty assessments, jail~~
9 ~~assessments, applicable weapons assessments, applicable environmental~~
10 ~~assessments, applicable wild animal protection assessments, applicable natural~~
11 ~~resources assessments, applicable fishing shelter removal assessments, applicable~~
12 ~~snowmobile registration restitution payments and applicable natural resources~~
13 ~~restitution payments and costs, fees, and surcharges imposed under ch. 814~~ are civil
14 actions in the name of the state of Wisconsin, shall be heard in the circuit court for
15 the county where the offense occurred, and shall be recovered under the procedure
16 set forth in ss. 23.50 to 23.85.

17 **SECTION 17.** 23.50 (3) of the statutes is amended to read:

18 23.50 (3) All actions in municipal court to recover forfeitures, ~~penalty~~
19 ~~assessments and jail assessments plus costs, fees, and surcharges imposed under ch.~~
20 ~~814~~, for violations of local ordinances enacted by any local authority in accordance
21 with s. 23.33 (11) (am) or 30.77 shall utilize the procedure in ch. 800. The actions
22 shall be brought before the municipal court having jurisdiction. Provisions relating
23 to citations, arrests, questioning, releases, searches, deposits, and stipulations of no
24 contest in ss. 23.51 (1m), (3), and (8), 23.53, 23.54, 23.56 to 23.64, 23.66, and 23.67
25 shall apply to violations of such ordinances.

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1 **SECTION 18.** 23.51 (3c) of the statutes is amended to read:

2 23.51 (3c) “Environmental assessment surchage” means the assessment
3 imposed surchage under s. 299.93.

4 **SECTION 19.** 23.51 (3g) of the statutes is amended to read:

5 23.51 (3g) “Fishing shelter removal assessment surchage” means the
6 assessment imposed surchage under s. 29.985.

7 **SECTION 20.** 23.51 (3m) of the statutes is amended to read:

8 23.51 (3m) “Jail assessment surchage” means the assessment imposed
9 surchage by s. 302.46 (1).

10 **SECTION 21.** 23.51 (4) of the statutes is renumbered 23.51 (5g) and amended
11 to read:

12 23.51 (5g) “Natural resources assessment surchage” means the assessment
13 imposed surchage under s. 29.987.

14 **SECTION 22.** 23.51 (5) of the statutes is amended to read:

15 23.51 (5) “Natural resources restitution payment surchage” means the
16 payment imposed surchage under s. 29.989 or 169.46 (2).

17 **SECTION 23.** 23.51 (6) of the statutes is amended to read:

18 23.51 (6) “Penalty assessment surchage” means the penalty assessment
19 imposed by surchage under s. 757.05.

20 **SECTION 24.** 23.51 (6m) of the statutes is amended to read:

21 23.51 (6m) “Snowmobile registration restitution payment surchage” means
22 the payment imposed surchage under s. 350.115.

23 **SECTION 25.** 23.51 (8) of the statutes is amended to read:

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1 23.51 (8) “Violation” means conduct which is prohibited by state law or
2 municipal ordinance and punishable by a forfeiture, ~~a penalty assessment, a jail~~
3 ~~assessment and a crime laboratories and drug law enforcement assessment.~~

4 SECTION 26. 23.51 (9) of the statutes is amended to read:

5 23.51 (9) “Weapons assessment surchage” means the ~~assessment imposed~~
6 surchage under s. 167.31 (5).

7 SECTION 27. 23.51 (10) of the statutes is amended to read:

8 23.51 (10) “Wild animal protection assessment surchage” means the
9 ~~assessment imposed~~ surchage under s. 29.983.

10 SECTION 28. 23.53 (1) of the statutes is amended to read:

11 23.53 (1) The citation created under this section shall, in all actions to recover
12 forfeitures, ~~penalty assessments, jail assessments, applicable weapons assessments,~~
13 ~~applicable environmental assessments, applicable wild animal protection~~
14 ~~assessments, applicable natural resources assessments, applicable fishing shelter~~
15 ~~removal assessments, applicable snowmobile registration restitution payments and~~
16 ~~applicable natural resources restitution payments~~ plus costs, fees, and surcharges
17 imposed under ch. 814, for violations of those statutes enumerated in s. 23.50 (1), any
18 administrative rules promulgated thereunder, and any rule of the Kickapoo reserve
19 management board under s. 41.41 (7) (k) be used by any law enforcement officer with
20 authority to enforce those laws, except that the uniform traffic citation created under
21 s. 345.11 may be used by a traffic officer employed under s. 110.07 in enforcing s.
22 167.31 or by an officer of a law enforcement agency of a municipality or county or a
23 traffic officer employed under s. 110.07 in enforcing s. 287.81. In accordance with s.
24 345.11 (1m), the citation shall not be used for violations of ch. 350 relating to highway

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1 use. The citation may be used for violations of local ordinances enacted by any local
2 authority in accordance with s. 23.33 (11) (am) or 30.77.

3 **SECTION 29.** 23.54 (3) (e) of the statutes is amended to read:

4 23.54 (3) (e) The maximum forfeiture, ~~penalty assessment, jail assessment,~~
5 ~~crime laboratories and drug law enforcement assessment, applicable weapons~~
6 ~~assessment, applicable environmental assessment, applicable wild animal~~
7 ~~protection assessment, applicable natural resources assessment, applicable fishing~~
8 ~~shelter removal assessment, applicable snowmobile registration restitution~~
9 ~~payment and applicable natural resources restitution payment~~ plus costs, fees, and
10 surcharges imposed under ch. 814, for which the defendant might be found liable.

11 **SECTION 30.** 23.54 (3) (i) of the statutes is amended to read:

12 23.54 (3) (i) Notice that if the defendant makes a deposit and fails to appear
13 in court at the time fixed in the citation, the defendant will be deemed to have
14 tendered a plea of no contest and submitted to a forfeiture, ~~a penalty assessment,~~
15 ~~a jail assessment, a crime laboratories and drug law enforcement assessment, any~~
16 ~~applicable weapons assessment, any applicable environmental assessment, any~~
17 ~~applicable wild animal protection assessment, any applicable natural resources~~
18 ~~assessment, any applicable fishing shelter removal assessment, any applicable~~
19 ~~snowmobile registration restitution payment and any applicable natural resources~~
20 ~~restitution payment~~ plus costs, including any applicable fees prescribed in, and
21 surcharges imposed under ch. 814, not to exceed the amount of the deposit. The
22 notice shall also state that the court may decide to summon the defendant rather
23 than accept the deposit and plea.

24 **SECTION 31.** 23.54 (3) (j) of the statutes is amended to read:

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1 23.54 (3) (j) Notice that if the defendant makes a deposit and signs the
2 stipulation, the defendant will be deemed to have tendered a plea of no contest and
3 submitted to a forfeiture, ~~a penalty assessment, a jail assessment, a crime~~
4 ~~laboratories and drug law enforcement assessment, any applicable weapons~~
5 ~~assessment, any applicable environmental assessment, any applicable wild animal~~
6 ~~protection assessment, any applicable natural resources assessment, any applicable~~
7 ~~fishing shelter removal assessment, any applicable snowmobile registration~~
8 ~~restitution payment and any applicable natural resources restitution payment plus~~
9 ~~costs, including any applicable fees prescribed in, and surcharges imposed under ch.~~
10 814, not to exceed the amount of the deposit. The notice shall also state that the court
11 may decide to summon the defendant rather than accept the deposit and stipulation,
12 and that the defendant may, at any time prior to or at the time of the court
13 appearance date, move the court for relief from the effects of the stipulation.

14 **SECTION 32.** 23.55 (1) (b) of the statutes is amended to read:

15 23.55 (1) (b) A plain and concise statement of the violation identifying the event
16 or occurrence from which the violation arose and showing that the plaintiff is entitled
17 to relief, the statute upon which the cause of action is based and a demand for a
18 forfeiture, the amount of which shall not exceed the maximum set by the statute
19 involved, ~~a penalty assessment, a jail assessment, a crime laboratories and drug law~~
20 ~~enforcement assessment, any applicable weapons assessment, any applicable~~
21 ~~environmental assessment, any applicable wild animal protection assessment, any~~
22 ~~applicable natural resources assessment, any applicable fishing shelter removal~~
23 ~~assessment, any applicable snowmobile registration restitution payment, any~~
24 ~~applicable natural resources restitution payment~~ plus costs, fees, and surcharges
25 imposed under ch. 814, and any other relief that is sought by the plaintiff.

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1 **SECTION 33.** 23.56 (2) of the statutes is amended to read:

2 23.56 (2) In actions to collect forfeitures, ~~penalty assessments, jail~~
3 ~~assessments, applicable weapons assessments, applicable environmental~~
4 ~~assessments, applicable wild animal protection assessments, applicable natural~~
5 ~~resources assessments, applicable fishing shelter removal assessments, applicable~~
6 ~~snowmobile registration restitution payments and applicable natural resources~~
7 ~~restitution payments~~ plus costs, fees, and surcharges imposed under ch. 814, the
8 judge who issues a warrant under sub. (1) may endorse upon the warrant the amount
9 of the deposit. If no endorsement is made, the deposit schedule under s. 23.66 shall
10 apply, unless the court directs that the person be brought before the court.

11 **SECTION 34.** 23.66 (2) of the statutes is amended to read:

12 23.66 (2) The person receiving the deposit shall prepare a receipt in triplicate
13 showing the purpose for which the deposit is made, stating that the defendant may
14 inquire at the office of the clerk of court or municipal court regarding the disposition
15 of the deposit, and notifying the defendant that if he or she fails to appear in court
16 at the time fixed in the citation he or she will be deemed to have tendered a plea of
17 no contest and submitted to a forfeiture, ~~a penalty assessment, a jail assessment,~~
18 ~~a crime laboratories and drug law enforcement assessment, any applicable weapons~~
19 ~~assessment, any applicable environmental assessment, any applicable wild animal~~
20 ~~protection assessment, any applicable natural resources assessment, any applicable~~
21 ~~fishing shelter removal assessment, any applicable snowmobile registration~~
22 ~~restitution payment and any applicable natural resources restitution payment plus~~
23 ~~costs, including any applicable fees prescribed in, and surcharges imposed under ch.~~
24 814, not to exceed the amount of the deposit which the court may accept. The original
25 of the receipt shall be delivered to the defendant in person or by mail. If the

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1 defendant pays by check, share draft, or other draft, the check, share draft, or other
2 draft or a microfilm copy of the check, share draft, or other draft shall be considered
3 a receipt. If the defendant makes the deposit by use of a credit card, the credit charge
4 receipt shall be considered a receipt.

5 **SECTION 35.** 23.66 (4) of the statutes is amended to read:

6 23.66 (4) The basic amount of the deposit shall be determined in accordance
7 with a deposit schedule that the judicial conference shall establish. Annually, the
8 judicial conference shall review and may revise the schedule. In addition to the basic
9 amount determined according to the schedule, the deposit shall include court costs,
10 ~~including any applicable fees prescribed in fees, and surcharges imposed under ch.~~
11 ~~814, any applicable penalty assessment, any applicable jail assessment, any~~
12 ~~applicable crime laboratories and drug law enforcement assessment, any applicable~~
13 ~~weapons assessment, any applicable environmental assessment, any applicable wild~~
14 ~~animal protection assessment, any applicable natural resources assessment, any~~
15 ~~applicable fishing shelter removal assessment, any applicable snowmobile~~
16 ~~registration restitution payment and any applicable natural resources restitution~~
17 ~~payment.~~

18 **SECTION 36.** 23.67 (2) of the statutes is amended to read:

19 23.67 (2) The deposit and stipulation of no contest may be made at any time
20 prior to the court appearance date. By signing the stipulation, the defendant is
21 deemed to have tendered a plea of no contest and submitted to a forfeiture, ~~a penalty~~
22 ~~assessment, a jail assessment, a crime laboratories and drug law enforcement~~
23 ~~assessment, any applicable weapons assessment, any applicable environmental~~
24 ~~assessment, any applicable wild animal protection assessment, any applicable~~
25 ~~natural resources assessment, any applicable fishing shelter removal assessment,~~

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1 ~~any applicable snowmobile registration restitution payment and any applicable~~
2 ~~natural resources restitution payment plus costs, including any applicable fees~~
3 ~~prescribed in, and surcharges imposed under ch. 814, not to exceed the amount of the~~
4 ~~deposit.~~

5 SECTION 37. 23.67 (3) of the statutes is amended to read:

6 23.67 (3) The person receiving the deposit and stipulation of no contest shall
7 prepare a receipt in triplicate showing the purpose for which the deposit is made,
8 stating that the defendant may inquire at the office of the clerk of court or municipal
9 court regarding the disposition of the deposit, and notifying the defendant that if the
10 stipulation of no contest is accepted by the court the defendant will be deemed to have
11 submitted to a forfeiture, ~~a penalty assessment, a jail assessment, a crime~~
12 ~~laboratories and drug law enforcement assessment, any applicable weapons~~
13 ~~assessment, any applicable environmental assessment, any applicable wild animal~~
14 ~~protection assessment, any applicable natural resources assessment, any applicable~~
15 ~~fishing shelter removal assessment, any applicable snowmobile registration~~
16 ~~restitution payment and any applicable natural resources restitution payment plus~~
17 ~~costs, including any applicable fees prescribed in, and surcharges imposed under ch.~~
18 814, not to exceed the amount of the deposit. Delivery of the receipt shall be made
19 in the same manner as in s. 23.66.

20 SECTION 38. 23.75 (3) (a) 2. of the statutes is amended to read:

21 23.75 (3) (a) 2. If the court considers the nonappearance to be a plea of no
22 contest and enters judgment accordingly, the court shall promptly mail a copy or
23 notice of the judgment to the defendant. The judgment shall allow the defendant not
24 less than 20 working days from the date the judgment copy or notice is mailed to pay
25 the forfeiture, ~~penalty assessment, jail assessment and crime laboratories and drug~~

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1 ~~law enforcement assessment, any applicable weapons assessment, any applicable~~
2 ~~environmental assessment, any applicable wild animal protection assessment, any~~
3 ~~applicable natural resources assessment, any applicable fishing shelter removal~~
4 ~~assessment, any applicable snowmobile registration restitution payment and any~~
5 ~~applicable natural resources restitution payment plus costs, including any~~
6 ~~applicable fees prescribed in, and surcharges imposed under ch. 814.~~

7 **SECTION 39.** 23.75 (3) (b) of the statutes is amended to read:

8 23.75 (3) (b) If the defendant has made a deposit, the citation may serve as the
9 initial pleading and the defendant shall be deemed to have tendered a plea of no
10 contest and submitted to a forfeiture, ~~a penalty assessment, a jail assessment, a~~
11 ~~crime laboratories and drug law enforcement assessment, any applicable weapons~~
12 ~~assessment, any applicable environmental assessment, any applicable wild animal~~
13 ~~protection assessment, any applicable natural resources assessment, any applicable~~
14 ~~fishing shelter removal assessment, any applicable snowmobile registration~~
15 ~~restitution payment and any applicable natural resources restitution payment plus~~
16 ~~any applicable costs, fees prescribed in, and surcharges imposed under ch. 814, not~~
17 exceeding the amount of the deposit. The court may either accept the plea of no
18 contest and enter judgment accordingly, or reject the plea and issue a summons. If
19 the defendant fails to appear in response to the summons, the court shall issue an
20 arrest warrant. If the court accepts the plea of no contest, the defendant may move
21 within 90 days after the date set for appearance to withdraw the plea of no contest,
22 open the judgment, and enter a plea of not guilty if the defendant shows to the
23 satisfaction of the court that failure to appear was due to mistake, inadvertence,
24 surprise, or excusable neglect. If a party is relieved from the plea of no contest, the
25 court or judge may order a written complaint to be filed and set the matter for trial.

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1 After trial, the costs and, fees, and surcharges imposed under ch. 814 shall be taxed
2 as provided by law. If on reopening the defendant is found not guilty, the court shall
3 delete the record of conviction and shall order the defendant's deposit returned.

4 SECTION 40. 23.75 (3) (c) of the statutes is amended to read:

5 23.75 (3) (c) If the defendant has made a deposit and stipulation of no contest,
6 the citation may serve as the initial pleading and the defendant shall be deemed to
7 have tendered a plea of no contest and submitted to a forfeiture, ~~a penalty~~
8 ~~assessment, a jail assessment, a crime laboratories and drug law enforcement~~
9 ~~assessment, any applicable weapons assessment, any applicable environmental~~
10 ~~assessment, any applicable wild animal protection assessment, any applicable~~
11 ~~natural resources assessment, any applicable fishing shelter removal assessment,~~
12 ~~any applicable snowmobile registration restitution payment and any applicable~~
13 ~~natural resources restitution payment plus any applicable costs, fees prescribed in,~~
14 and surcharges imposed under ch. 814, not exceeding the amount of the deposit. The
15 court may either accept the plea of no contest and enter judgment accordingly, or
16 reject the plea and issue a summons. If the defendant fails to appear in response to
17 the summons, the court shall issue an arrest warrant. After signing a stipulation of
18 no contest, the defendant may, at any time prior to or at the time of the court
19 appearance date, move the court for relief from the effect of the stipulation. The court
20 may act on the motion, with or without notice, for cause shown by affidavit and upon
21 just terms, and relieve the defendant from the stipulation and the effects thereof.
22 If the defendant is relieved from the stipulation of no contest, the court may order
23 a citation or complaint to be filed and set the matter for trial. After trial, the costs
24 and, fees, and surcharges imposed under ch. 814 shall be taxed as provided by law.

25 SECTION 41. 23.79 (1) of the statutes is amended to read:

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1 23.79 (1) If the defendant is found guilty, the court may enter judgment against
2 the defendant for a monetary amount not to exceed the maximum forfeiture provided
3 by the statute for the violation, ~~the penalty assessment, the jail assessment, the~~
4 ~~crime laboratories and drug law enforcement assessment, any applicable weapons~~
5 ~~assessment, any applicable environmental assessment, any applicable wild animal~~
6 ~~protection assessment, any applicable natural resources assessment, any applicable~~
7 ~~fishing shelter removal assessment, any applicable snowmobile registration~~
8 ~~restitution payment, any applicable natural resources restitution payment and for~~
9 plus costs, fees, and surcharges imposed under ch. 814.

10 **SECTION 42.** 23.79 (2) of the statutes is amended to read:

11 23.79 (2) The payment of any judgment may be suspended or deferred for not
12 more than 90 days in the discretion of the court. In cases where a deposit has been
13 made, any forfeitures, ~~penalty assessments, jail assessments, weapons assessments,~~
14 ~~environmental assessments, wild animal protection assessments, natural resources~~
15 ~~assessments, fishing shelter removal assessments, snowmobile registration~~
16 ~~restitution payments, natural resources restitution payments or costs, fees, and~~
17 surcharges imposed under ch. 814 shall be taken out of the deposit and the balance,
18 if any, returned to the defendant.

19 **SECTION 43.** 23.80 (2) of the statutes is amended to read:

20 23.80 (2) Upon default of the defendant corporation or municipality, or upon
21 conviction, judgment for the amount of the forfeiture, ~~the penalty assessment, the~~
22 ~~jail assessment, the crime laboratories and drug law enforcement assessment, any~~
23 ~~applicable weapons assessment, any applicable environmental assessment, any~~
24 ~~applicable wild animal protection assessment, any applicable natural resources~~
25 ~~assessment, any applicable fishing shelter removal assessment, any applicable~~

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1 ~~snowmobile registration restitution payment and any applicable natural resources~~
2 ~~restitution payment~~ plus costs, fees, and surcharges imposed under ch. 814, shall be
3 entered.

4 SECTION 44. 23.83 (2) of the statutes is amended to read:

5 23.83 (2) STAY OF EXECUTION. The amount of undertaking required to stay
6 execution on appeal shall not exceed the amount of the maximum forfeiture,
7 ~~applicable weapons assessment, applicable environmental assessment, applicable~~
8 ~~wild animal protection assessment, applicable natural resources assessment,~~
9 ~~applicable fishing shelter removal assessment, applicable snowmobile registration~~
10 ~~restitution payment and applicable natural resources restitution payment plus court~~
11 ~~costs, fees, and surcharges imposed under ch. 814.~~

12 SECTION 45. 23.84 of the statutes is amended to read:

13 23.84 ~~Forfeitures and assessments, costs, fees, and surcharges~~
14 ~~collected; to whom paid.~~ Except for actions in municipal court, all moneys
15 collected in favor of the state or a municipality for a forfeiture, penalty assessment,
16 ~~jail assessment, crime laboratories and drug law enforcement assessment,~~
17 ~~applicable weapons assessment, applicable environmental assessment, applicable~~
18 ~~wild animal protection assessment, applicable natural resources assessment,~~
19 ~~applicable fishing shelter removal assessment, applicable snowmobile registration~~
20 ~~restitution payment and applicable natural resources restitution payment~~ plus
21 costs, fees, and surcharges imposed under ch. 814, shall be paid by the officer who
22 collects the same to the appropriate municipal or county treasurer, within 20 days
23 after its their receipt by the officer, except that all jail assessments surcharges
24 imposed under ch. 814 shall be paid to the county treasurer. In case of any failure
25 in the payment, the municipal or county treasurer may collect the payment from the

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1 officer by an action in the treasurer's name of office and upon the official bond of the
2 officer, with interest at the rate of 12% per year from the time when it should have
3 been paid.

4 **SECTION 46.** 23.85 of the statutes is amended to read:

5 **23.85 Statement to county board; payment to state.** Every county
6 treasurer shall, on the first day of the annual meeting of the county board of
7 supervisors, submit to it a verified statement of all forfeitures, ~~penalty assessments,~~
8 ~~jail assessments, weapons assessments, environmental assessments, wild animal~~
9 ~~protection assessments, natural resources assessments, fishing shelter removal~~
10 ~~assessments, snowmobile registration restitution payments and natural resources~~
11 ~~restitution payments~~ costs, fees, and surcharges imposed under ch. 814 and
12 received during the previous year. The county clerk shall deduct all expenses
13 incurred by the county in recovering those forfeitures, ~~penalty assessments,~~
14 ~~weapons assessments, environmental assessments, wild animal protection~~
15 ~~assessments, natural resources assessments, fishing shelter removal assessments,~~
16 ~~snowmobile registration restitution payments and natural resources restitution~~
17 ~~payments~~ costs, fees, and surcharges from the aggregate amount so received, and
18 shall immediately certify the amount of clear proceeds of those forfeitures, ~~penalty~~
19 ~~assessments, weapons assessments, environmental assessments, wild animal~~
20 ~~protection assessments, natural resources assessments, fishing shelter removal~~
21 ~~assessments, snowmobile registration restitution payments and natural resources~~
22 ~~restitution payments~~ costs, fees, and surcharges to the county treasurer, who shall
23 pay the proceeds to the state treasurer as provided in s. 59.25 (3). Jail assessments
24 surcharges imposed under ch. 814 shall be treated separately as provided in s.
25 302.46.

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1 **SECTION 47.** 25.40 (1) (ij) of the statutes is amended to read:

2 25.40 (1) (ij) All moneys forwarded by county treasurers from railroad crossing
3 improvement ~~assessments required~~ surcharges under ss. 346.177, 346.495, and
4 346.65 (4r), as provided in s. 59.25 (3) (f) 2.

5 **SECTION 48.** 25.46 (13m) of the statutes is amended to read:

6 25.46 (13m) The environmental ~~assessments imposed~~ surcharges under s.
7 299.93 for environmental enforcement, environmental repair, and environmental
8 education.

9 **SECTION 49.** 29.961 (1) (c) of the statutes is amended to read:

10 29.961 (1) (c) Shall pay a natural resources restitution ~~payment~~ surcharge
11 equal to the amount of the statutory fee for the approval which was required and
12 should have been obtained.

13 **SECTION 50.** 29.964 (3) of the statutes is amended to read:

14 29.964 (3) Shall pay a natural resources restitution ~~payment~~ surcharge equal
15 to the statutory fee for the approval which was required and should have been
16 obtained.

17 **SECTION 51.** 29.971 (1g) of the statutes is amended to read:

18 29.971 (1g) For failure to hold a valid approval as required under this chapter
19 for which a court imposes a penalty under sub. (1) (a) to (e) or (5m), by the payment
20 of a natural resources restitution ~~payment~~ surcharge equal to the amount of the
21 statutory fee for the approval that was required and that should have been obtained.

22 **SECTION 52.** 29.971 (2) (c) of the statutes is amended to read:

23 29.971 (2) (c) By the payment of a natural resources restitution ~~payment~~
24 surcharge equal to the amount of the statutory fee for the approval which was
25 required and should have been obtained.

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1 **SECTION 53.** 29.983 (title) of the statutes is amended to read:

2 **29.983 (title) Wild animal protection assessments surcharges.**

3 **SECTION 54.** 29.983 (1) (a) of the statutes is amended to read:

4 29.983 (1) (a) If a court imposes a fine or forfeiture for a violation of a provision
5 of this chapter or an order issued under this chapter for the unlawful killing,
6 wounding, catching, taking, trapping, or possession of a wild animal specified in par.
7 (b), or any part of such a wild animal, the court may impose a wild animal protection
8 assessment surcharge under ch. 814 that equals the amount specified for the wild
9 animal under par. (b).

10 **SECTION 55.** 29.983 (1) (b) (intro.) of the statutes is amended to read:

11 29.983 (1) (b) (intro.) The amount of the wild animal protection assessment
12 surcharge imposed under ch. 814 shall be as follows:

13 **SECTION 56.** 29.983 (1) (d) of the statutes is amended to read:

14 29.983 (1) (d) If a fine or forfeiture is suspended in whole or in part, the wild
15 animal protection assessment surcharge shall be reduced in proportion to the
16 suspension.

17 **SECTION 57.** 29.983 (1) (e) of the statutes is amended to read:

18 29.983 (1) (e) If any deposit is made for an offense to which this section applies,
19 the person making the deposit shall also deposit a sufficient amount to include the
20 wild animal protection assessment required surcharge under this section. If the
21 deposit is forfeited, the amount of the wild animal protection assessment surcharge
22 shall be transmitted to the state treasurer under par. (f). If the deposit is returned,
23 the wild animal protection assessment surcharge shall also be returned.

24 **SECTION 58.** 29.983 (1) (f) of the statutes is amended to read:

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1 29.983 (1) (f) The clerk of the court shall collect and transmit to the county
2 treasurer the wild animal protection ~~assessment~~ surcharge and other amounts
3 required under s. 59.40 (2) (m). The county treasurer shall then make payment to
4 the state treasurer as provided in s. 59.25 (3) (f) 2.

5 **SECTION 59.** 29.983 (2) (title) of the statutes is amended to read:

6 29.983 (2) (title) DEPOSIT OF WILD ANIMAL PROTECTION ~~ASSESSMENT~~ SURCHARGE
7 FUNDS.

8 **SECTION 60.** 29.985 of the statutes is amended to read:

9 **29.985 Fishing shelter removal assessment surcharge.** (1) **LEVY OF**
10 **FISHING SHELTER REMOVAL ~~ASSESSMENT~~ SURCHARGE.** (a) If a court imposes a forfeiture
11 under s. 29.404 (3), the court shall impose a fishing shelter removal ~~assessment~~
12 surcharge under ch. 814 equal to the costs that should have been reimbursed under
13 s. 29.404 (2).

14 (b) If a forfeiture is suspended in whole or in part, the fishing shelter removal
15 ~~assessment~~ surcharge shall be reduced in proportion to the suspension unless the
16 court directs otherwise.

17 (c) If any deposit is made for an offense to which this section applies, the person
18 making the deposit shall also deposit a sufficient amount to include the fishing
19 shelter removal ~~assessment prescribed in~~ surcharge under this section. If the
20 deposit is forfeited, the amount of the fishing shelter removal ~~assessment~~ surcharge
21 shall be transmitted to the state treasurer under par. (d). If the deposit is returned,
22 the fishing shelter removal ~~assessment~~ surcharge shall also be returned.

23 (d) The clerk of the court shall collect and transmit to the county treasurer the
24 fishing shelter removal ~~assessment~~ surcharge and other amounts required under s.

1 59.40 (2) (m). The county treasurer shall then make payment to the state treasurer
2 as provided in s. 59.25 (3) (f) 2.

3 (2) USE OF FISHING SHELTER REMOVAL ASSESSMENTS SURCHARGES FUNDS. All
4 moneys collected from fishing shelter removal assessments surcharges shall be
5 deposited in the conservation fund.

6 SECTION 61. 29.987 of the statutes is amended to read:

7 **29.987 Natural resources assessments surcharge.** (1) LEVY OF NATURAL
8 RESOURCES ASSESSMENT SURCHARGE. (a) If a court imposes a fine or forfeiture for a
9 violation of a provision of this chapter or an order issued under this chapter, the court
10 shall impose a natural resources assessment surcharge under ch. 814 equal to 75%
11 of the amount of the fine or forfeiture.

12 (b) If a fine or forfeiture is suspended in whole or in part, the natural resources
13 assessment surcharge shall be reduced in proportion to the suspension.

14 (c) If any deposit is made for an offense to which this section applies, the person
15 making the deposit shall also deposit a sufficient amount to include the natural
16 resources assessment prescribed in surcharge under this section. If the deposit is
17 forfeited, the amount of the natural resources assessment surcharge shall be
18 transmitted to the state treasurer under par. (d). If the deposit is returned, the
19 natural resources assessment surcharge shall also be returned.

20 (d) The clerk of the court shall collect and transmit to the county treasurer the
21 natural resources assessment surcharge and other amounts required under s. 59.40
22 (2) (m). The county treasurer shall then make payment to the state treasurer as
23 provided in s. 59.25 (3) (f) 2. The state treasurer shall deposit the amount of the
24 natural resources assessment surcharge in the conservation fund.

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1 (2) USE OF NATURAL RESOURCES ASSESSMENT SURCHARGE FUNDS. All moneys
2 collected from natural resources ~~assessments~~ surcharges shall be credited to the
3 appropriation under s. 20.370 (3) (mu).

4 **SECTION 62.** 29.989 of the statutes is amended to read:

5 **29.989 Natural resources restitution payments surcharge.** (1) LEVY OF
6 NATURAL RESOURCES RESTITUTION ~~PAYMENT~~ SURCHARGE. (a) If a court imposes a fine or
7 forfeiture for a violation of a provision of this chapter or an order issued under this
8 chapter where the payment of a natural resources restitution ~~payment~~ surcharge is
9 required, the court shall impose a natural resources restitution ~~payment~~ surcharge
10 under ch. 814 equal to the amount of the statutory fee for the approval which was
11 required and should have been obtained.

12 (b) If a fine or forfeiture is suspended in whole or in part, the natural resources
13 restitution ~~payment~~ surcharge shall be reduced in proportion to the suspension
14 unless the court directs otherwise.

15 (c) If any deposit is made for an offense to which this section applies, the person
16 making the deposit shall also deposit a sufficient amount to include the natural
17 resources restitution ~~payment prescribed in~~ surcharge under this section. If the
18 deposit is forfeited, the amount of the natural resources restitution ~~payment~~
19 surcharge shall be transmitted to the state treasurer under par. (d). If the deposit
20 is returned, the natural resources restitution ~~payment~~ surcharge shall also be
21 returned.

22 (d) The clerk of the court shall collect and transmit to the county treasurer the
23 natural resources restitution ~~payment~~ surcharge and other amounts required under
24 s. 59.40 (2) (m). The county treasurer shall then make payment to the state treasurer

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1 as provided in s. 59.25 (3) (f) 2. The state treasurer shall deposit the amount of the
2 natural resources restitution ~~payment~~ surcharges in the conservation fund.

3 (2) USE OF NATURAL RESOURCES RESTITUTION ~~PAYMENT~~ SURCHARGE FUNDS. All
4 moneys collected from natural resources restitution ~~payments~~ surcharges shall be
5 appropriated for use under s. 20.370 (3) (mu).

6 SECTION 63. 48.37 of the statutes is amended to read:

7 48.37 Costs and fees. (1) A court assigned to exercise jurisdiction under this
8 chapter and ch. 938 may not ~~assess costs or assessments~~ impose costs, fees, or
9 surcharges under ch. 814 against a child under 14 years of age but may ~~assess costs~~
10 impose costs, fees, and surcharges under ch. 814 against a child 14 years of age or
11 older.

12 (2) Notwithstanding sub. (1), no costs, ~~penalty assessments or jail assessments~~
13 fees, or surcharges may be ~~assessed~~ imposed under ch. 814 against any child in a
14 circuit court exercising jurisdiction under s. 48.16.

15 SECTION 64. 59.25 (3) (f) 1. of the statutes is amended to read:

16 59.25 (3) (f) 1. Except as provided in subd. 2., transmit to the state treasurer
17 at the time required by law to pay the state taxes a particular statement, certified
18 by the county treasurer's personal signature affixed or attached thereto, of all
19 moneys received by him or her during the preceding year and which are payable to
20 the state treasurer for licenses, fines, ~~penalties~~ forfeitures, or on any other account,
21 and at the same time pay to the state treasurer the amount thereof after deducting
22 the legal fees.

23 SECTION 65. 59.25 (3) (f) 2. of the statutes is amended to read:

24 59.25 (3) (f) 2. For all court imposed fines and forfeitures, plus costs, fees, and
25 surcharges imposed under ch. 814, required by law to be deposited in the state

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1 treasury, ~~the amounts required by s. 757.05 for the penalty assessment surcharge,~~
2 ~~the amounts required by s. 165.755 for the crime laboratories and drug law~~
3 ~~enforcement assessment, the amounts required by s. 167.31 (5) for the weapons~~
4 ~~assessment, the amounts required by s. 973.045 for the crime victim and witness~~
5 ~~assistance surcharge, the amounts required by s. 938.34 (8d) for the delinquency~~
6 ~~victim and witness assistance surcharge, the amounts required by s. 973.046 for the~~
7 ~~deoxyribonucleic acid analysis surcharge, the amounts required by s. 961.41 (5) for~~
8 ~~the drug abuse program improvement surcharge, the amounts required by s. 100.261~~
9 ~~for the consumer protection assessment, the amounts authorized by s. 971.37 (1m)~~
10 ~~(c) 1. or required by s. 973.055 (1) for the domestic abuse assessment, the amounts~~
11 ~~required by s. 253.06 (4) (c) for the enforcement assessment under the supplemental~~
12 ~~food program for women, infants and children, the amounts required by s. 349.04 for~~
13 ~~the truck driver education assessment, the amounts required by ss. 346.177, 346.495~~
14 ~~and 346.65 (4r) for the railroad crossing improvement assessment, the amounts~~
15 ~~required by s. 346.655 (2) (a) and (b) for the driver improvement surcharge, the~~
16 ~~amounts required by s. 102.85 (4) for the uninsured employer assessment, the~~
17 ~~amounts required by s. 299.93 for the environmental assessment, the amounts~~
18 ~~required by s. 29.983 for the wild animal protection assessment, the amounts~~
19 ~~required by ss. 29.987 and 169.46 (1) for the natural resources assessment surcharge,~~
20 ~~the amounts required by s. 29.985 for the fishing shelter removal assessment, the~~
21 ~~amounts required by s. 350.115 for the snowmobile registration restitution payment,~~
22 ~~and the amounts required by ss. 29.989 and 169.46 (2) for natural resources~~
23 ~~restitution payments, transmit to the state treasurer a statement of all moneys~~
24 ~~required by law to be paid on the actions entered during the preceding month on or~~
25 ~~before the first day of the next succeeding month, certified by the county treasurer's~~

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1 personal signature affixed or attached thereto, and at the same time pay to the state
2 treasurer the amount ~~thereof~~ of the money transmitted.

3 SECTION 66. 59.25 (3) (j) of the statutes is amended to read:

4 59.25 (3) (j) Retain 10% for fees in receiving and paying into the state treasury
5 all money received by the treasurer for the state for fines and ~~penalties~~ forfeitures,
6 except that 50% of the state forfeitures, and ~~and~~ fines and ~~penalties~~ under chs. 341 to 347,
7 349, and 351 shall be retained as fees, and retain the other fees for receiving and
8 paying money into the state treasury that are prescribed by law.

9 SECTION 67. 59.25 (3) (k) of the statutes is amended to read:

10 59.25 (3) (k) Forward 40% of the state forfeitures, and ~~and~~ fines and ~~penalties~~
11 under ch. 348 to the state treasurer for deposit in the transportation fund under s.
12 25.40 (1) (ig).

13 SECTION 68. 59.40 (2) (m) of the statutes is amended to read:

14 59.40 (2) (m) Pay monthly to the treasurer for the use of the state the state's
15 percentage of the costs, fees, and surcharges imposed under ch. 814 that are required
16 to be paid on each civil action, criminal action, and special proceeding filed during
17 the preceding month and pay monthly to the treasurer for the use of the state the
18 percentage of court imposed fines and forfeitures that are required by law to be
19 deposited in the state treasury, ~~the amounts required by s. 757.05 for the penalty~~
20 ~~assessment surcharge, the amounts required by s. 165.755 for the crime laboratories~~
21 ~~and drug law enforcement assessment, the amounts required by s. 167.31 (5) for the~~
22 ~~weapons assessment, the amounts required by s. 973.045 for the crime victim and~~
23 ~~witness assistance surcharge, the amounts required by s. 938.34 (8d) for the~~
24 ~~delinquency victim and witness assistance surcharge, the amounts required by s.~~
25 ~~973.046 for the deoxyribonucleic acid analysis surcharge, the amounts required by~~

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1 ~~s. 961.41 (5) for the drug abuse program improvement surcharge, the amounts~~
2 ~~required by s. 100.261 for the consumer protection assessment, the amounts~~
3 ~~authorized by s. 971.37 (1m) (c) 1. or required by s. 973.055 for the domestic abuse~~
4 ~~assessment surcharge, the amounts required by s. 253.06 (4) (c) for the enforcement~~
5 ~~assessment under the supplemental food program for women, infants and children,~~
6 ~~the amounts required by s. 349.04 for the truck driver education assessment, the~~
7 ~~amounts required by ss. 346.177, 346.495 and 346.65 (4r) for the railroad crossing~~
8 ~~improvement assessment, the amounts required by s. 346.655 for the driver~~
9 ~~improvement surcharge, the amounts required by s. 102.85 (4) for the uninsured~~
10 ~~employer assessment, the amounts required by s. 299.93 for the environmental~~
11 ~~assessment, the amounts required under s. 29.983 for the wild animal protection~~
12 ~~assessment, the amounts required under ss. 29.987 (1) (d) and 169.46 (1) (d) for the~~
13 ~~natural resources assessment surcharge, the amounts required by s. 29.985 for the~~
14 ~~fishing shelter removal assessment, the amounts required by s. 350.115 for the~~
15 ~~snowmobile registration restitution payment, and the amounts required under ss.~~
16 ~~29.989 (1) (d) and 169.46 (2) (d) for the natural resources restitution payments. The~~
17 ~~payments shall be made by the 15th day of the month following receipt thereof of the~~
18 ~~payments.~~

19 **SECTION 69.** 66.0113 (1) (b) 7. c. of the statutes is amended to read:

20 66.0113 (1) (b) 7. c. That, if the alleged violator makes a cash deposit and does
21 not appear in court, he or she either will be deemed to have tendered a plea of no
22 contest and submitted to a forfeiture, ~~a penalty assessment imposed by s. 757.05, a~~
23 ~~jail assessment imposed by s. 302.46 (1), a crime laboratories and drug law~~
24 ~~enforcement assessment imposed by s. 165.755, any applicable consumer protection~~
25 ~~assessment imposed by s. 100.261, and any applicable domestic abuse assessment~~

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1 ~~imposed by s. 973.055 (1) plus costs, fees, and surcharges imposed under ch. 814, not~~
2 ~~to exceed the amount of the deposit or will be summoned into court to answer the~~
3 ~~complaint if the court does not accept the plea of no contest.~~

4 **SECTION 70.** 66.0113 (1) (b) 7. d. of the statutes is amended to read:

5 66.0113 (1) (b) 7. d. That, if the alleged violator does not make a cash deposit
6 and does not appear in court at the time specified, the court may issue a summons
7 or a warrant for the defendant's arrest or consider the nonappearance to be a plea
8 of no contest and enter judgment under sub. (3) (d), or the municipality may
9 commence an action against the alleged violator to collect the forfeiture, ~~the penalty~~
10 ~~assessment imposed by s. 757.05, the jail assessment imposed by s. 302.46 (1), the~~
11 ~~crime laboratories and drug law enforcement assessment imposed by s. 165.755, any~~
12 ~~applicable consumer protection assessment imposed by s. 100.261, and any~~
13 ~~applicable domestic abuse assessment imposed by s. 973.055 (1) plus costs, fees, and~~
14 ~~surcharges imposed under ch. 814.~~

15 **SECTION 71.** 66.0113 (1) (c) of the statutes is amended to read:

16 66.0113 (1) (c) An ordinance adopted under par. (a) shall contain a schedule of
17 cash deposits that are to be required for the various ordinance violations, ~~and for the~~
18 ~~penalty assessment imposed by s. 757.05, the jail assessment imposed by s. 302.46~~
19 ~~(1), the crime laboratories and drug law enforcement assessment imposed by s.~~
20 ~~165.755, any applicable consumer protection assessment imposed by s. 100.261, and~~
21 ~~any applicable domestic abuse assessment imposed by s. 973.055 (1), plus costs, fees,~~
22 ~~and surcharges imposed under ch. 814, for which a citation may be issued. The~~
23 ordinance shall also specify the court, clerk of court, or other official to whom cash
24 deposits are to be made and shall require that receipts be given for cash deposits.

25 **SECTION 72.** 66.0113 (3) (a) of the statutes is amended to read:

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1 66.0113 (3) (a) The person named as the alleged violator in a citation may
2 appear in court at the time specified in the citation or may mail or deliver personally
3 a cash deposit in the amount, within the time, and to the court, clerk of court, or other
4 official specified in the citation. If a person makes a cash deposit, the person may
5 nevertheless appear in court at the time specified in the citation, but the cash deposit
6 may be retained for application against any forfeiture, or restitution, ~~penalty~~
7 ~~assessment, jail assessment, crime laboratories and drug law enforcement~~
8 ~~assessment, consumer protection assessment, or domestic abuse assessment~~ plus
9 costs, fees, and surcharges imposed under ch. 814 that may be imposed.

10 **SECTION 73.** 66.0113 (3) (b) of the statutes is amended to read:

11 66.0113 (3) (b) If a person appears in court in response to a citation, the citation
12 may be used as the initial pleading, unless the court directs that a formal complaint
13 be made, and the appearance confers personal jurisdiction over the person. The
14 person may plead guilty, no contest, or not guilty. If the person pleads guilty or no
15 contest, the court shall accept the plea, enter a judgment of guilty, and impose a
16 forfeiture, ~~the penalty assessment imposed by s. 757.05, the jail assessment imposed~~
17 ~~by s. 302.46 (1), the crime laboratories and drug law enforcement assessment~~
18 ~~imposed by s. 165.755, any applicable consumer protection assessment imposed by~~
19 ~~s. 100.261, and any applicable domestic abuse assessment imposed by s. 973.055 (1)~~
20 plus costs, fees, and surcharges imposed under ch. 814. If the court finds that the
21 violation meets the conditions in s. 800.093 (1), the court may order restitution under
22 s. 800.093. A plea of not guilty shall put all matters in the case at issue, and the
23 matter shall be set for trial.

24 **SECTION 74.** 66.0113 (3) (c) of the statutes is amended to read:

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1 66.0113 (3) (c) If the alleged violator makes a cash deposit and fails to appear
2 in court, the citation may serve as the initial pleading and the violator shall be
3 considered to have tendered a plea of no contest and submitted to a forfeiture, the
4 ~~penalty assessment imposed by s. 757.05, the jail assessment imposed by s. 302.46~~
5 ~~(1), the crime laboratories and drug law enforcement assessment imposed by s.~~
6 ~~165.755, any applicable consumer protection assessment imposed by s. 100.261, and~~
7 ~~any applicable domestic abuse assessment imposed by s. 973.055 (1) plus costs, fees,~~
8 ~~and surcharges imposed under ch. 814, not exceeding the amount of the deposit. The~~
9 court may either accept the plea of no contest and enter judgment accordingly or
10 reject the plea. If the court finds that the violation meets the conditions in s. 800.093
11 (1), the court may summon the alleged violator into court to determine if restitution
12 shall be ordered under s. 800.093. If the court accepts the plea of no contest, the
13 defendant may move within 10 days after the date set for the appearance to
14 withdraw the plea of no contest, open the judgment, and enter a plea of not guilty if
15 the defendant shows to the satisfaction of the court that the failure to appear was due
16 to mistake, inadvertence, surprise, or excusable neglect. If the plea of no contest is
17 accepted and not subsequently changed to a plea of not guilty, no additional costs or,
18 fees, or surcharges may be taxed imposed against the violator, ~~but a penalty~~
19 ~~assessment, a jail assessment, a crime laboratories and drug law enforcement~~
20 ~~assessment and, if applicable, a consumer protection assessment or a domestic abuse~~
21 ~~assessment shall be assessed under s. 814.78. If the court rejects the plea of no~~
22 ~~contest, an action for collection of the forfeiture, penalty assessment, jail assessment,~~
23 ~~crime laboratories and drug law enforcement assessment, any applicable consumer~~
24 ~~protection assessment, and any applicable domestic abuse assessment plus costs,~~
25 fees, and surcharges imposed under ch. 814, may be commenced. A city, village, town

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1 sanitary district, or public inland lake protection and rehabilitation district may
2 commence action under s. 66.0114 (1) and a county or town may commence action
3 under s. 778.10. The citation may be used as the complaint in the action for the
4 collection of the forfeiture, ~~penalty assessment, jail assessment, crime laboratories~~
5 ~~and drug law enforcement assessment, any applicable consumer protection~~
6 ~~assessment, and any applicable domestic abuse assessment~~ plus costs, fees, and
7 surcharges imposed under ch. 814.

8 **SECTION 75.** 66.0113 (3) (d) of the statutes is amended to read:

9 66.0113 (3) (d) If the alleged violator does not make a cash deposit and fails to
10 appear in court at the time specified in the citation, the court may issue a summons
11 or warrant for the defendant's arrest or consider the nonappearance to be a plea of
12 no contest and enter judgment accordingly if service was completed as provided
13 under par. (e) or the county, town, city, village, town sanitary district, or public inland
14 lake protection and rehabilitation district may commence an action for collection of
15 the forfeiture, ~~penalty assessment, jail assessment, and crime laboratories and drug~~
16 ~~law enforcement assessment, any applicable consumer protection assessment, and~~
17 ~~any applicable domestic abuse assessment~~ plus costs, fees, and surcharges imposed
18 under ch. 814. A city, village, town sanitary district, or public inland lake protection
19 and rehabilitation district may commence action under s. 66.0114 (1) and a county
20 or town may commence action under s. 778.10. The citation may be used as the
21 complaint in the action for the collection of the forfeiture, ~~penalty assessment, jail~~
22 ~~assessment, and crime laboratories and drug law enforcement assessment, any~~
23 ~~applicable consumer protection assessment, and any applicable domestic abuse~~
24 ~~assessment~~ plus costs, fees, and surcharges imposed under ch. 814. If the court
25 considers the nonappearance to be a plea of no contest and enters judgment

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1 accordingly, the court shall promptly mail a copy or notice of the judgment to the
2 defendant. The judgment shall allow the defendant not less than 20 days from the
3 date of the judgment to pay any forfeiture, ~~penalty assessment, jail assessment, and~~
4 ~~crime laboratories and drug law enforcement assessment, any applicable consumer~~
5 ~~protection assessment, and any applicable domestic abuse assessment~~ plus costs,
6 fees, and surcharges imposed under ch. 814. If the defendant moves to open the
7 judgment within 6 months after the court appearance date fixed in the citation, and
8 shows to the satisfaction of the court that the failure to appear was due to mistake,
9 inadvertence, surprise, or excusable neglect, the court shall reopen the judgment,
10 accept a not guilty plea and set a trial date.

11 SECTION 76. 66.0114 (1) (b) of the statutes is amended to read:

12 66.0114 (1) (b) Local ordinances, except as provided in this paragraph or ss.
13 345.20 to 345.53, may contain a provision for stipulation of guilt or no contest of any
14 or all violations under those ordinances, may designate the manner in which the
15 stipulation is to be made, and may fix the penalty to be paid. When a person charged
16 with a violation for which stipulation of guilt or no contest is authorized makes a
17 timely stipulation, and pays the required penalty ~~and pays the penalty assessment~~
18 ~~imposed by s. 757.05, the jail assessment imposed by s. 302.46 (1), the crime~~
19 ~~laboratories and drug law enforcement assessment imposed by s. 165.755, any~~
20 ~~applicable consumer protection assessment imposed by s. 100.261, and any~~
21 ~~applicable domestic abuse assessment imposed by s. 973.055 (1),~~ plus costs, fees, and
22 surcharges imposed under ch. 814, to the designated official, the person need not
23 appear in court and no witness fees or other additional costs, fees, or surcharges may
24 be taxed imposed under ch. 814 unless the local ordinance so provides. A court

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1 appearance is required for a violation of a local ordinance in conformity with s. 346.63
2 (1).

3 **SECTION 77.** 66.0114 (1) (bm) of the statutes is amended to read:

4 66.0114 (1) (bm) The official receiving the penalties shall remit all moneys
5 collected to the treasurer of the city, village, town sanitary district, or public inland
6 lake protection and rehabilitation district in whose behalf the sum was paid, except
7 that all jail assessments surcharges imposed under ch. 814 shall be remitted to the
8 county treasurer, within 20 days after its their receipt by the official. If timely
9 remittance is not made, the treasurer may collect the payment of the officer by action,
10 in the name of the office, and upon the official bond of the officer, with interest at the
11 rate of 12% per year from the date on which it was due. In the case of ~~the penalty~~
12 ~~assessment imposed by s. 757.05, the crime laboratories and drug law enforcement~~
13 ~~assessment imposed by s. 165.755, the driver improvement surcharge imposed by s.~~
14 ~~346.655 (1), the truck driver education assessment imposed by s. 349.04, any~~
15 ~~applicable consumer protection assessment imposed by s. 100.261, and any~~
16 ~~applicable domestic abuse assessment imposed by s. 973.055 (1)~~ any other costs, fees,
17 and surcharges imposed under ch. 814, the treasurer of the city, village, town
18 sanitary district, or public inland lake protection and rehabilitation district shall
19 remit to the state treasurer the amount required by law to be paid on the actions
20 entered during the preceding month on or before the first day of the next succeeding
21 month. The governing body of the city, village, town sanitary district, or public
22 inland lake protection and rehabilitation district shall by ordinance designate the
23 official to receive the penalties and the terms under which the official qualifies.

24 **SECTION 78.** 100.261 (title) of the statutes is amended to read:

25 **100.261 (title) Consumer protection assessment surcharge.**

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1 **SECTION 79.** 100.261 (1) of the statutes is amended to read:

2 100.261 (1) If a court imposes a fine or forfeiture for a violation of this chapter,
3 ch. 98, a rule promulgated under this chapter or ch. 98, or an ordinance enacted
4 under this chapter or ch. 98, the court shall also impose a consumer protection
5 ~~assessment~~ surchage under ch. 814 in an amount equal to 25% of the fine or
6 forfeiture imposed. If multiple violations are involved, the court shall base the
7 consumer protection ~~assessment~~ surchage upon the the total of the fine or forfeiture
8 amounts for all violations. If a fine or forfeiture is suspended in whole or in part, the
9 court shall reduce the ~~assessment~~ surchage in proportion to the suspension.

10 **SECTION 80.** 100.261 (2) of the statutes is amended to read:

11 100.261 (2) If any deposit is made for a violation to which this section applies,
12 the person making the deposit shall also deposit a sufficient amount to include the
13 consumer protection ~~assessment~~ required surcharge under this section. If the
14 deposit is forfeited, the amount of the consumer protection ~~assessment~~ surchage
15 shall be transmitted to the state treasurer under sub. (3). If the deposit is returned,
16 the consumer protection ~~assessment~~ surchage shall also be returned.

17 **SECTION 81.** 100.261 (3) (a) of the statutes is amended to read:

18 100.261 (3) (a) The clerk of court shall collect and transmit the consumer
19 protection ~~assessment~~ amounts surcharges imposed under ch. 814 to the county
20 treasurer under s. 59.40 (2) (m). The county treasurer shall then make payment to
21 the state treasurer under s. 59.25 (3) (f) 2.

22 **SECTION 82.** 100.261 (3) (b) of the statutes is amended to read:

23 100.261 (3) (b) The state treasurer shall deposit the consumer protection
24 ~~assessment~~ amounts surcharges imposed under ch. 814 in the general fund and shall

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1 credit them to the appropriation account under s. 20.115 (1) (jb), subject to the limit
2 under par. (c).

3 **SECTION 83.** 102.01 (2) (i) of the statutes is renumbered 102.01 (2) (jm) and
4 amended to read:

5 102.01 (2) (jm) “Uninsured employer ~~assessment~~ surcharge” means the
6 ~~assessment imposed~~ surcharge under s. 102.85 (4).

7 **SECTION 84.** 102.80 (1) (b) of the statutes is amended to read:

8 102.80 (1) (b) Uninsured employer ~~assessments~~ surcharges collected under s.
9 102.85 (4).

10 **SECTION 85.** 102.85 (4) of the statutes is amended to read:

11 102.85 (4) (a) If a court imposes a fine or forfeiture under subs. (1) to (3), the
12 court shall impose under ch. 814 an uninsured employer ~~assessment~~ surcharge equal
13 to 75% of the amount of the fine or forfeiture.

14 (b) If a fine or forfeiture is suspended in whole or in part, the uninsured
15 employer ~~assessment~~ surcharge shall be reduced in proportion to the suspension.

16 (c) If any deposit is made for an offense to which this section applies, the person
17 making the deposit shall also deposit a sufficient amount to include the uninsured
18 employer ~~assessment prescribed in~~ surcharge under this section. If the deposit is
19 forfeited, the amount of the uninsured employer ~~assessment~~ surcharge shall be
20 transmitted to the state treasurer under par. (d). If the deposit is returned, the
21 uninsured employer ~~assessment~~ surcharge shall also be returned.

22 (d) The clerk of the court shall collect and transmit to the county treasurer the
23 uninsured employer ~~assessment~~ surcharge and other amounts required under s.
24 59.40 (2) (m). The county treasurer shall then make payment to the state treasurer
25 as provided in s. 59.25 (3) (f) 2. The state treasurer shall deposit the amount of the

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1 uninsured employer assessment surcharges, together with any interest thereon, in
2 the uninsured employers fund as provided in s. 102.80 (1).

3 SECTION 86. 102.85 (5) (a) of the statutes is amended to read:

4 102.85 (5) (a) The payment of any judgment under this section may be
5 suspended or deferred for not more than 90 days in the discretion of the court. The
6 court shall suspend a judgment under this section upon the motion of the
7 department, if the department is satisfied that the employer's violation of s. 102.16
8 (3) or 102.28 (2) was beyond the employer's control and that the employer no longer
9 violates s. 102.16 (3) or 102.28 (2). In cases where a deposit has been made, any
10 forfeitures, ~~penalty assessments, jail assessments, uninsured employer assessments~~
11 surcharges, fees, and costs imposed under ch. 814 shall be taken out of the deposit
12 and the balance, if any, returned to the employer.

13 SECTION 87. 102.87 (2) (e) of the statutes is amended to read:

14 102.87 (2) (e) The maximum forfeiture, ~~penalty assessment, jail assessment,~~
15 ~~crime laboratories and drug law enforcement assessment and any applicable~~
16 ~~uninsured employer assessment plus costs, fees, and surcharges imposed under ch.~~
17 814, for which the defendant is liable.

18 SECTION 88. 102.87 (2) (g) of the statutes is amended to read:

19 102.87 (2) (g) Notice that if the defendant makes a deposit and fails to appear
20 in court at the time specified in the citation, the failure to appear will be considered
21 tender of a plea of no contest and submission to a forfeiture, ~~penalty assessment, jail~~
22 ~~assessment, crime laboratories and drug law enforcement assessment and any~~
23 ~~applicable uninsured employer assessment plus costs, fees, and surcharges imposed~~
24 under ch. 814, not to exceed the amount of the deposit. The notice shall also state
25 that the court, instead of accepting the deposit and plea, may decide to summon the

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1 defendant or may issue an arrest warrant for the defendant upon failure to respond
2 to a summons.

3 **SECTION 89.** 102.87 (2) (h) of the statutes is amended to read:

4 102.87 (2) (h) Notice that if the defendant makes a deposit and signs the
5 stipulation, the stipulation will be treated as a plea of no contest and submission to
6 a forfeiture, ~~penalty assessment, jail assessment, crime laboratories and drug law~~
7 ~~enforcement assessment and any applicable uninsured employer assessment~~ plus
8 costs, fees, and surcharges imposed under ch. 814, not to exceed the amount of the
9 deposit. The notice shall also state that the court, instead of accepting the deposit
10 and stipulation, may decide to summon the defendant or issue an arrest warrant for
11 the defendant upon failure to respond to a summons, and that the defendant may,
12 at any time before or at the time of the court appearance date, move the court for
13 relief from the effect of the stipulation.

14 **SECTION 90.** 102.87 (3) of the statutes is amended to read:

15 102.87 (3) A defendant issued a citation under this section may deposit the
16 amount of money that the issuing department deputy or officer directs by mailing or
17 delivering the deposit and a copy of the citation before the court appearance date to
18 the clerk of the circuit court in the county where the violation occurred, to the
19 department, or to the sheriff's office or police headquarters of the officer who issued
20 the citation. The basic amount of the deposit shall be determined under a deposit
21 schedule established by the judicial conference. The judicial conference shall
22 annually review and revise the schedule. In addition to the basic amount determined
23 by the schedule, the deposit shall include the ~~penalty assessment, jail assessment,~~
24 ~~crime laboratories and drug law enforcement assessment, any applicable uninsured~~
25 ~~employer assessment and costs, fees, and surcharges imposed under ch. 814.~~

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1 **SECTION 91.** 102.87 (5) of the statutes is amended to read:

2 102.87 (5) Except as provided by sub. (6), a person receiving a deposit shall
3 prepare a receipt in triplicate showing the purpose for which the deposit is made,
4 stating that the defendant may inquire at the office of the clerk of the circuit court
5 regarding the disposition of the deposit, and notifying the defendant that if he or she
6 fails to appear in court at the time specified in the citation he or she shall be
7 considered to have tendered a plea of no contest and submitted to a forfeiture,
8 ~~penalty assessment, jail assessment, crime laboratories and drug law enforcement~~
9 ~~assessment and any applicable uninsured employer assessment plus costs, fees, and~~
10 ~~surcharges imposed under ch. 814, not to exceed the amount of the deposit and that~~
11 the court may accept the plea. The original of the receipt shall be delivered to the
12 defendant in person or by mail. If the defendant pays by check, the canceled check
13 is the receipt.

14 **SECTION 92.** 102.87 (6) of the statutes is amended to read:

15 102.87 (6) The person receiving a deposit and stipulation of no contest shall
16 prepare a receipt in triplicate showing the purpose for which the deposit is made,
17 stating that the defendant may inquire at the office of the clerk of the circuit court
18 regarding the disposition of the deposit, and notifying the defendant that if the
19 stipulation of no contest is accepted by the court the defendant will be considered to
20 have submitted to a forfeiture, ~~penalty assessment, jail assessment, crime~~
21 ~~laboratories and drug law enforcement assessment and applicable uninsured~~
22 ~~employer assessment plus costs, fees, and surcharges imposed under ch. 814, not to~~
23 exceed the amount of the deposit. Delivery of the receipt shall be made in the same
24 manner as provided in sub. (5).

25 **SECTION 93.** 102.87 (7) (b) of the statutes is amended to read:

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1 102.87 (7) (b) If the defendant has made a deposit, the citation may serve as
2 the initial pleading and the defendant shall be considered to have tendered a plea
3 of no contest and submitted to a forfeiture, ~~penalty assessment, jail assessment,~~
4 ~~crime laboratories and drug law enforcement assessment and any applicable~~
5 ~~uninsured employer assessment~~ plus costs, fees, and surcharges imposed under ch.
6 814, not to exceed the amount of the deposit. The court may either accept the plea
7 of no contest and enter judgment accordingly, or reject the plea and issue a summons.
8 If the defendant fails to appear in response to the summons, the court shall issue an
9 arrest warrant. If the court accepts the plea of no contest, the defendant may, within
10 90 days after the date set for appearance, move to withdraw the plea of no contest,
11 open the judgment, and enter a plea of not guilty if the defendant shows to the
12 satisfaction of the court that failure to appear was due to mistake, inadvertence,
13 surprise, or excusable neglect. If a defendant is relieved from the plea of no contest,
14 the court may order a written complaint or petition to be filed. If on reopening the
15 defendant is found not guilty, the court shall delete the record of conviction and shall
16 order the defendant's deposit returned.

17 **SECTION 94.** 102.87 (7) (c) of the statutes is amended to read:

18 102.87 (7) (c) If the defendant has made a deposit and stipulation of no contest,
19 the citation serves as the initial pleading and the defendant shall be considered to
20 have tendered a plea of no contest and submitted to a forfeiture, ~~penalty assessment,~~
21 ~~jail assessment, crime laboratories and drug law enforcement assessment and any~~
22 ~~applicable uninsured employer assessment~~ plus costs, fees, and surcharges imposed
23 under ch. 814, not to exceed the amount of the deposit. The court may either accept
24 the plea of no contest and enter judgment accordingly, or reject the plea and issue a
25 summons or an arrest warrant. After signing a stipulation of no contest, the

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1 defendant may, at any time before or at the time of the court appearance date, move
2 the court for relief from the effect of the stipulation. The court may act on the motion,
3 with or without notice, for cause shown by affidavit and upon just terms, and relieve
4 the defendant from the stipulation and the effects of the stipulation.

5 **SECTION 95.** 102.87 (9) of the statutes is amended to read:

6 102.87 (9) A department deputy or an officer who collects a forfeiture, penalty
7 ~~assessment, jail assessment, crime laboratories and drug law enforcement~~
8 ~~assessment, applicable uninsured employer assessment~~ and costs, fees, and
9 surcharges imposed under ch. 814 under this section shall pay the money to the
10 county treasurer within 20 days after its receipt. If the department deputy or officer
11 fails to make timely payment, the county treasurer may collect the payment from the
12 department deputy or officer by an action in the treasurer's name of office and upon
13 the official bond of the department deputy or officer, with interest at the rate of 12%
14 per year from the time when it should have been paid.

15 **SECTION 96.** 148.04 (3) of the statutes is amended to read:

16 148.04 (3) "Liability" includes the obligation to pay a judgment, settlement,
17 penalty, ~~assessment~~, forfeiture, or fine, including any excise tax assessed with
18 respect to an employee benefit plan, plus costs, fees, and surcharges imposed under
19 ch. 814, and reasonable expenses.

20 **SECTION 97.** 165.755 (title) of the statutes is amended to read:

21 **165.755 (title) Crime laboratories and drug law enforcement**
22 **assessment surcharge.**

23 **SECTION 98.** 165.755 (1) (a) of the statutes is amended to read:

24 165.755 (1) (a) Except as provided in par. (b), a court shall impose under ch. 814
25 a crime laboratories and drug law enforcement assessment surcharge of \$5 if the

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1 court imposes a sentence, places a person on probation, or imposes a forfeiture for a
2 violation of state law or for a violation of a municipal or county ordinance.

3 **SECTION 99.** 165.755 (1) (b) of the statutes is amended to read:

4 165.755 (1) (b) A court may not impose the crime laboratories and drug law
5 enforcement ~~assessment~~ surchage under par. (a) for a violation of s. 101.123 (2) (a),
6 (am) 1., (ar), (bm), or (br) or (5) (b) or for a violation of a state law or municipal or
7 county ordinance involving a nonmoving traffic violation or a safety belt use violation
8 under s. 347.48 (2m).

9 **SECTION 100.** 165.755 (2) of the statutes is amended to read:

10 165.755 (2) If the court under sub. (1) (a) imposes a sentence or forfeiture for
11 multiple offenses or places a person on probation for multiple offenses, a separate
12 crime laboratories and drug law enforcement ~~assessment~~ surchage shall be imposed
13 under ch. 814 for each separate offense.

14 **SECTION 101.** 165.755 (5) of the statutes is amended to read:

15 165.755 (5) If any deposit of bail is made for a noncriminal offense to which sub.
16 (1) (a) applies, the person making the deposit shall also deposit a sufficient amount
17 to include the ~~assessment prescribed in~~ surchage under sub. (1) (a) for forfeited bail.
18 If bail is forfeited, the amount of the ~~assessment~~ surchage under sub. (1) (a) shall
19 be transmitted monthly to the state treasurer under this section. If bail is returned,
20 the ~~assessment~~ surchage shall also be returned.

21 **SECTION 102.** 165.755 (6) of the statutes is amended to read:

22 165.755 (6) If an inmate in a state prison or a person sentenced to a state prison
23 has not paid the crime laboratories and drug law enforcement ~~assessment~~ surchage
24 under sub. (1) (a), the department shall assess and collect the amount owed from the

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1 inmate's wages or other moneys. Any amount collected shall be transmitted to the
2 state treasurer.

3 **SECTION 103.** 165.755 (7) of the statutes is amended to read:

4 165.755 (7) All moneys collected from crime laboratories and drug law
5 enforcement assessments surcharges under this section shall be deposited by the
6 state treasurer and used as specified in s. 20.455 (2) (kd) and (Lm).

7 **SECTION 104.** 167.31 (5) of the statutes is amended to read:

8 167.31 (5) ~~WEAPONS ASSESSMENT~~ SURCHARGE. (a) If a court imposes a fine or
9 forfeiture for a violation of this section, the court shall also impose a weapons
10 ~~assessment~~ surcharge under ch. 814 equal to 75% of the amount of the fine or
11 forfeiture.

12 (b) If a fine or forfeiture is suspended in whole or in part, the weapons
13 ~~assessment~~ surcharge shall be reduced in proportion to the suspension.

14 (c) If any deposit is made for an offense to which this subsection applies, the
15 person making the deposit shall also deposit a sufficient amount to include the
16 weapons ~~assessment~~ surcharge under this subsection. If the deposit is forfeited, the
17 amount of the weapons ~~assessment~~ surcharge shall be transmitted to the state
18 treasurer under par. (d). If the deposit is returned, the amount of the weapons
19 ~~assessment~~ surcharge shall also be returned.

20 (d) The clerk of the circuit court shall collect and transmit to the county
21 treasurer the weapons ~~assessment~~ surcharge as required under s. 59.40 (2) (m). The
22 county treasurer shall then pay the state treasurer as provided in s. 59.25 (3) (f) 2.
23 The state treasurer shall deposit all amounts received under this paragraph in the
24 conservation fund to be appropriated under s. 20.370 (3) (mu).

25 **SECTION 105.** 169.46 of the statutes is amended to read:

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1 **169.46 Natural resources assessments surcharges and restitution**
2 **payments surcharges**. (1) NATURAL RESOURCES ASSESSMENTS SURCHARGES. (a) If
3 a court imposes a fine or forfeiture for a violation of this chapter or a rule
4 promulgated under this chapter, the court shall impose a natural resources
5 assessment surcharge under ch. 814 equal to 75% of the amount of the fine or
6 forfeiture.

7 (b) If a fine or forfeiture is suspended in whole or in part, the natural resources
8 assessment surcharge shall be reduced in proportion to the suspension.

9 (c) If any deposit is made for an offense to which this subsection applies, the
10 person making the deposit shall also deposit a sufficient amount to include the
11 natural resources assessment ~~prescribed in~~ surcharge under this subsection. If the
12 deposit is forfeited, the amount of the natural resources ~~assessment~~ surcharge shall
13 be transmitted to the state treasurer under par. (d). If the deposit is returned, the
14 natural resources assessment surcharge shall also be returned.

15 (d) The clerk of the court shall collect and transmit to the county treasurer the
16 natural resources ~~assessment~~ surcharge and other amounts required under s. 59.40
17 (2) (m). The county treasurer shall then make payment to the state treasurer as
18 provided in s. 59.25 (3) (f) 2. The state treasurer shall deposit the amount of the
19 natural resources ~~assessment~~ surcharge in the conservation fund.

20 (e) All moneys collected from natural resources ~~assessments~~ surcharges shall
21 be deposited in the conservation fund and credited to the appropriation under s.
22 20.370 (3) (mu).

23 (2) NATURAL RESOURCES RESTITUTION ~~PAYMENTS~~ SURCHARGES. (a) If a court
24 imposes a fine or forfeiture for a violation of this chapter for failure to obtain a license
25 required under this chapter, the court shall impose a natural resources restitution

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1 ~~payment surcharge under ch. 814~~ equal to the amount of the fee for the license that
2 was required and should have been obtained.

3 (b) If a fine or forfeiture is suspended in whole or in part, the natural resources
4 restitution ~~payment surcharge~~ shall be reduced in proportion to the suspension
5 unless the court directs otherwise.

6 (c) If any deposit is made for an offense to which this subsection applies, the
7 person making the deposit shall also deposit a sufficient amount to include the
8 natural resources restitution ~~payment prescribed in~~ surcharge under this
9 subsection. If the deposit is forfeited, the amount of the natural resources restitution
10 ~~payment surcharge~~ shall be transmitted to the state treasurer under par. (d). If the
11 deposit is returned, the natural resources restitution ~~payment surcharge~~ shall also
12 be returned.

13 (d) The clerk of the court shall collect and transmit to the county treasurer the
14 natural resources restitution ~~payment surcharge~~ and other amounts required under
15 s. 59.40 (2) (m). The county treasurer shall then make payment to the state treasurer
16 as provided in s. 59.25 (3) (f) 2. The state treasurer shall deposit the amount of the
17 natural resources restitution ~~payment surcharge~~ in the conservation fund.

18 (e) All moneys collected from natural resources restitution ~~payments~~
19 surcharges shall be deposited in the conservation fund and credited to the
20 appropriation account under s. 20.370 (3) (mu).

21 **SECTION 106.** 180.0850 (4) of the statutes is amended to read:

22 180.0850 (4) “Liability” includes the obligation to pay a judgment, settlement,
23 ~~penalty, assessment, forfeiture, or fine,~~ including an excise tax assessed with respect
24 to an employee benefit plan, plus costs, fees, and surcharges imposed under ch. 814,
25 and reasonable expenses.

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1 **SECTION 107.** 181.0871 (4) of the statutes is amended to read:

2 181.0871 (4) “Liability” includes the obligation to pay a judgment, settlement,
3 ~~penalty, assessment,~~ forfeiture, or fine, including any excise tax assessed with
4 respect to an employee benefit plan, plus costs, fees, and surcharges imposed under
5 ch. 814, and reasonable expenses.

6 **SECTION 108.** 183.0403 (1) (b) of the statutes is amended to read:

7 183.0403 (1) (b) “Liabilities” include the obligation to pay a judgment,
8 settlement, ~~penalty, assessment,~~ forfeiture, or fine, including an excise tax assessed
9 with respect to an employee benefit plan, plus costs, fees, and surcharges imposed
10 under ch. 814, and reasonable expenses.

11 **SECTION 109.** 185.034 (4) of the statutes is amended to read:

12 185.034 (4) “Liability” includes the obligation to pay a judgment, settlement,
13 ~~penalty, assessment,~~ forfeiture, or fine, including any excise tax assessed with
14 respect to an employee benefit plan, plus costs, fees, and surcharges imposed under
15 ch. 814, and reasonable expenses.

16 **SECTION 110.** 186.082 (4) of the statutes is amended to read:

17 186.082 (4) “Liability” includes the obligation to pay a judgment, settlement,
18 ~~penalty, assessment,~~ forfeiture, or fine, including any excise tax assessed with
19 respect to an employee benefit plan, plus costs, fees, and surcharges imposed under
20 ch. 814, and reasonable expenses.

21 **SECTION 111.** 187.20 (4) of the statutes is amended to read:

22 187.20 (4) “Liability” includes the obligation to pay a judgment, settlement,
23 ~~penalty, assessment,~~ forfeiture, or fine, including any excise tax assessed with
24 respect to an employee benefit plan, plus costs, fees, and surcharges imposed under
25 ch. 814, and reasonable expenses.

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1 **SECTION 112.** 215.512 (3) of the statutes is amended to read:

2 215.512 (3) “Liability” includes the obligation to pay a judgment, settlement,
3 ~~penalty, assessment, forfeiture, or fine, including any excise tax assessed with~~
4 respect to an employee benefit plan, plus costs, fees, and surcharges imposed under
5 ch. 814, and reasonable expenses.

6 **SECTION 113.** 221.0626 (3) of the statutes is amended to read:

7 221.0626 (3) “Liability” includes the obligation to pay a judgment, settlement,
8 ~~penalty, assessment, forfeiture, or fine, including an excise tax assessed with respect~~
9 to an employee benefit plan, plus costs, fees, and surcharges imposed under ch. 814,
10 and reasonable expenses.

11 **SECTION 114.** 221.0626 (3) of the statutes is amended to read:

12 221.0626 (3) “Liability” includes the obligation to pay a judgment, settlement,
13 ~~penalty, assessment, forfeiture, or fine, including an excise tax assessed with respect~~
14 to an employee benefit plan, plus costs, fees, and surcharges imposed under ch. 814,
15 and reasonable expenses.

16 **SECTION 115.** 253.06 (3) (a) 3. of the statutes is amended to read:

17 253.06 (3) (a) 3. The vendor does not have any outstanding fines, forfeitures,
18 ~~recoupment assessments or enforcement assessments~~ or recoupments, or costs, fees,
19 and surcharges imposed under ch. 814, that were levied against that vendor for a
20 violation of this section or for a violation of rules promulgated under this section.
21 This subdivision does not apply if the vendor has contested the fine, forfeiture, or
22 ~~recoupment assessment or enforcement assessment,~~ or costs, fees, and surcharges
23 imposed under ch. 814, and has not exhausted administrative or judicial review.

24 **SECTION 116.** 253.06 (3m) (a) 2. of the statutes is amended to read:

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1 253.06 (3m) (a) 2. The entity does not have any outstanding fines, forfeitures,
2 ~~recoupment assessments or enforcement assessments or recoupments, or costs, fees,~~
3 ~~and surcharges imposed under ch. 814,~~ that were levied against that entity for a
4 violation of this section or for a violation of rules promulgated under this section.
5 This subdivision does not apply if the entity has contested the fine, forfeiture, or
6 ~~recoupment assessment or enforcement assessment, or costs, fees, and surcharges~~
7 ~~imposed under ch. 814,~~ and has not exhausted administrative or judicial review.

8 **SECTION 117.** 253.06 (4) (c) 1. of the statutes is amended to read:

9 253.06 (4) (c) 1. Whenever a court imposes a fine, forfeiture, or recoupment for
10 a violation of this subsection or imposes a forfeiture or recoupment for a violation of
11 rules promulgated under sub. (5), the court shall also impose ~~an~~ a supplemental food
12 ~~enforcement assessment surcharge under ch. 814~~ in an amount of 50% of the fine,
13 forfeiture, or recoupment imposed. If multiple offenses are involved, the court shall
14 base the supplemental food enforcement assessment upon surcharge on the total
15 fine, forfeiture, and recoupment amounts for all offenses. When a fine, forfeiture, or
16 recoupment is suspended in whole or in part, the court shall reduce the supplemental
17 food enforcement assessment surcharge in proportion to the suspension.

18 **SECTION 118.** 299.93 of the statutes is amended to read:

19 **299.93 Environmental assessments surcharge.** (1) If a court imposes a
20 fine or forfeiture for a violation of a provision of this chapter or chs. 280 to 285 or 289
21 to 295 or a rule or order issued under this chapter or chs. 280 to 285 or 289 to 295,
22 the court shall impose an environmental assessment surcharge under ch. 814 equal
23 to 10% of the amount of the fine or forfeiture.

24 (2) If a fine or forfeiture is suspended in whole or in part, the environmental
25 ~~assessment surcharge~~ shall be reduced in proportion to the suspension.

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1 (3) If any deposit is made for an offense to which this section applies, the person
2 making the deposit shall also deposit a sufficient amount to include the
3 environmental ~~assessment prescribed in~~ surchage under this section. If the deposit
4 is forfeited, the amount of the environmental ~~assessment~~ surchage shall be
5 transmitted to the state treasurer under sub. (4). If the deposit is returned, the
6 environmental ~~assessment~~ surchage shall also be returned.

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

12 **SECTION 119.** 302.46 (title) of the statutes is amended to read:

13 **302.46 (title) Jail assessment surchage.**

14 **SECTION 120.** 302.46 (1) (a) of the statutes is amended to read:

15 302.46 (1) (a) On or after October 1, 1987, if a court imposes a fine or forfeiture
16 for a violation of state law or for a violation of a municipal or county ordinance except
17 for a violation of s. 101.123 (2) (a), (am) 1., (ar), (bm), or (br) or (5) or state laws or
18 municipal or county ordinances involving nonmoving traffic violations or safety belt
19 use violations under s. 347.48 (2m), the court, in addition, shall impose a jail
20 ~~assessment~~ surchage under ch. 814 in an amount of 1% of the fine or forfeiture
21 imposed or \$10, whichever is greater. If multiple offenses are involved, the court
22 shall determine the jail ~~assessment~~ surchage on the basis of each fine or forfeiture.
23 If a fine or forfeiture is suspended in whole or in part, the court shall reduce the jail
24 ~~assessment~~ surchage in proportion to the suspension.

25 **SECTION 121.** 302.46 (1) (b) of the statutes is amended to read:

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1 302.46 (1) (b) If a fine or forfeiture is imposed by a court of record, after a
2 determination by the court of the amount due for the jail ~~assessment~~ surchage, the
3 clerk of the court shall collect and transmit the jail ~~assessment~~ surchage to the
4 county treasurer as provided in s. 59.40 (2) (n). The county treasurer shall place the
5 amount in the county jail fund as provided in s. 59.25 (3) (g).

6 **SECTION 122.** 302.46 (1) (c) of the statutes is amended to read:

7 302.46 (1) (c) If a fine or forfeiture is imposed by a municipal court, after a
8 determination by the court of the amount due for the jail ~~assessment~~ surchage, the
9 court shall collect and transmit the jail ~~assessment~~ surchage to the county treasurer
10 under s. 800.10 (2). The county treasurer shall place the amount in the county jail
11 fund as provided in s. 59.25 (3) (g).

12 **SECTION 123.** 302.46 (1) (d) of the statutes is amended to read:

13 302.46 (1) (d) If any deposit of bail is made for a noncriminal offense to which
14 this section applies, the person making the deposit shall also deposit a sufficient
15 amount to include the jail ~~assessment prescribed in~~ surchage under this section for
16 forfeited bail. If bail is forfeited, the amount of the jail ~~assessment~~ surchage shall
17 be transmitted to the county treasurer under this section. If bail is returned, the jail
18 ~~assessment~~ surchage shall also be returned.

19 **SECTION 124.** 345.20 (2) (f) of the statutes is amended to read:

20 345.20 (2) (f) Sections 23.50 to 23.85 apply to actions in circuit court to recover
21 forfeitures and weapons ~~assessments~~ surcharges imposed under ch. 814 for
22 violations of s. 167.31 (2) (b), (c), or (d). No points may be assessed against the driving
23 record of a person convicted of a violation of s. 167.31 (2) (b), (c), or (d). The report
24 of conviction shall be forwarded to the department.

25 **SECTION 125.** 345.26 (1) (b) 1. of the statutes is amended to read:

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1 345.26 (1) (b) 1. If the person makes a deposit for a violation of a traffic
2 regulation, the person need not appear in court at the time fixed in the citation, and
3 the person will be deemed to have tendered a plea of no contest and submitted to a
4 forfeiture and a penalty assessment, if required by s. 757.05, a jail assessment, if
5 required by s. 302.46 (1), a truck driver education assessment, if required by s.
6 349.04, a railroad crossing improvement assessment, if required by s. 346.177,
7 346.495 or 346.65 (4r), and a crime laboratories and drug law enforcement
8 assessment, if required by s. 165.755, plus any applicable costs, fees prescribed in,
9 and surcharges imposed under ch. 814, not to exceed the amount of the deposit that
10 the court may accept as provided in s. 345.37; and

11 **SECTION 126.** 345.26 (2) (b) of the statutes is amended to read:

12 345.26 (2) (b) In addition to the amount in par. (a), the deposit shall include
13 court costs, including any applicable fees prescribed in, and surcharges imposed
14 under ch. 814, any applicable penalty assessment, any applicable jail assessment,
15 any applicable truck driver education assessment, any applicable railroad crossing
16 improvement assessment, and any applicable crime laboratories and drug law
17 enforcement assessment.

18 **SECTION 127.** 345.36 (2) (b) of the statutes is amended to read:

19 345.36 (2) (b) Deem the nonappearance a plea of no contest and enter judgment
20 accordingly. If the defendant has posted bond for appearance at that date, the court
21 may also order the bond forfeited. The court shall promptly mail a copy of the
22 judgment to the defendant. The judgment shall allow not less than 20 days from the
23 date thereof for payment of any forfeiture, penalty assessment, jail assessment,
24 railroad crossing improvement assessment, truck driver education assessment,
25 crime laboratories and drug law enforcement assessment, and plus costs, fees, and

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1 surcharges imposed under ch. 814. If the defendant moves to open the judgment
2 within 20 days after the date set for trial, and shows to the satisfaction of the court
3 that the failure to appear was due to mistake, inadvertence, surprise, or excusable
4 neglect, the court shall open the judgment, reinstate the not guilty plea, and set a
5 new trial date. The court may impose costs under s. 814.07. The court shall
6 immediately notify the department to delete the record of conviction based upon the
7 original judgment.

8 **SECTION 128.** 345.37 (1) (b) of the statutes is amended to read:

9 345.37 (1) (b) Deem the nonappearance a plea of no contest and enter judgment
10 accordingly. If the defendant has posted bond for appearance at that date, the court
11 may also order the bond forfeited. The court shall promptly mail a copy or notice of
12 the judgment to the defendant. The judgment shall allow not less than 20 days from
13 the date thereof for payment of any forfeiture, ~~penalty assessment, railroad crossing~~
14 ~~improvement assessment, crime laboratories and drug law enforcement assessment~~
15 and plus costs, fees, and surcharges imposed under ch. 814. If the defendant moves
16 to open the judgment within 6 months after the court appearance date fixed in the
17 citation, and shows to the satisfaction of the court that the failure to appear was due
18 to mistake, inadvertence, surprise, or excusable neglect, the court shall open the
19 judgment, accept a not guilty plea, and set a trial date. The court may impose costs
20 under s. 814.07. The court shall immediately notify the department to delete the
21 record of conviction based upon the original judgment. If the offense involved is a
22 nonmoving traffic violation and the defendant is subject to s. 345.28 (5) (c), a default
23 judgment may be entered and opened as provided in s. 345.28 (5) (c).

24 **SECTION 129.** 345.37 (2) of the statutes is amended to read:

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1 345.37 (2) If the defendant has made a deposit under s. 345.26, the citation may
2 serve as the initial pleading and the defendant shall be deemed to have tendered a
3 plea of no contest and submitted to a forfeiture and a penalty assessment, if required
4 by s. 757.05, a jail assessment, if required by s. 302.46 (1), a truck driver education
5 assessment, if required by s. 349.04, a railroad crossing improvement assessment,
6 if required by s. 346.177, 346.495 or 346.65 (4r), and a crime laboratories and drug
7 law enforcement assessment, if required by s. 165.755, plus costs, including any
8 applicable fees prescribed in, and surcharges imposed under ch. 814, not exceeding
9 the amount of the deposit. The court may either accept the plea of no contest and
10 enter judgment accordingly, or reject the plea and issue a summons under ch. 968.
11 If the defendant fails to appear in response to the summons, the court shall issue a
12 warrant under ch. 968. If the court accepts the plea of no contest, the defendant may
13 move within 6 months after the date set for the appearance to withdraw the plea of
14 no contest, open the judgment, and enter a plea of not guilty upon a showing to the
15 satisfaction of the court that the failure to appear was due to mistake, inadvertence,
16 surprise, or excusable neglect. If on reopening the defendant is found not guilty, the
17 court shall immediately notify the department to delete the record of conviction
18 based on the original proceeding and shall order the defendant's deposit returned.

19 **SECTION 130.** 345.37 (5) of the statutes is amended to read:

20 345.37 (5) Within 5 working days after forfeiture of deposit or entry of default
21 judgment, the official receiving the forfeiture, ~~the penalty assessment, if required by~~
22 ~~s. 757.05, the jail assessment, if required by s. 302.46 (1), the truck driver education~~
23 ~~assessment, if required by s. 349.04, the railroad crossing improvement assessment,~~
24 ~~if required by s. 346.177, 346.495 or 346.65 (4r), and the crime laboratories and drug~~
25 ~~law enforcement assessment, if required by s. 165.755, plus costs, fees, and~~

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1 surcharges imposed under ch. 814, shall forward to the department a certification
2 of the entry of default judgment or a judgment of forfeiture.

3 **SECTION 131.** 345.375 (2) of the statutes is amended to read:

4 345.375 (2) Upon default of the defendant corporation or limited liability
5 company or upon conviction, judgment for the amount of the forfeiture, the penalty
6 assessment, if required under s. 757.05, the jail assessment, if required by s. 302.46
7 (1), the truck driver education assessment, if required by s. 349.04, and the crime
8 laboratories and drug law enforcement assessment, if required under s. 165.755,
9 plus costs, fees, and surcharges imposed under ch. 814, shall be entered.

10 **SECTION 132.** 345.47 (title) of the statutes is amended to read:

11 345.47 (title) **Judgment of forfeitures, costs, fees, and assessments**
12 surcharges.

13 **SECTION 133.** 345.47 (1) (intro.) of the statutes is amended to read:

14 345.47 (1) (intro.) If the defendant is found guilty, the court may enter
15 judgment against the defendant for a monetary amount not to exceed the maximum
16 forfeiture, penalty assessment, if required by s. 757.05, the jail assessment, if
17 required by s. 302.46 (1), the truck driver education assessment, if required by s.
18 349.04, the railroad crossing improvement assessment, if required by s. 346.177,
19 346.495 or 346.65 (4r), and the crime laboratories and drug law enforcement
20 assessment, if required by s. 165.755, provided for the violation and for, plus costs,
21 fees, and surcharges imposed under s. 345.53 ch. 814, and, in addition, may suspend
22 or revoke his or her operating privilege under s. 343.30. If the judgment is not paid,
23 the court shall order:

24 **SECTION 134.** 345.47 (1) (b) of the statutes is amended to read:

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1 345.47 (1) (b) In lieu of imprisonment and in addition to any other suspension
2 or revocation, that the defendant's operating privilege be suspended. The operating
3 privilege shall be suspended for 30 days or until the person pays the forfeiture, the
4 ~~penalty assessment, if required by s. 757.05, the jail assessment, if required by s.~~
5 ~~302.46 (1), the truck driver education assessment, if required by s. 349.04, the~~
6 ~~railroad crossing improvement assessment, if required by s. 346.177, 346.495 or~~
7 ~~346.65 (4r), and the crime laboratories and drug law enforcement assessment, if~~
8 ~~required by s. 165.755~~ plus costs, fees, and surcharges imposed under ch. 814, but
9 not to exceed 2 years. Suspension under this paragraph shall not affect the power
10 of the court to suspend or revoke under s. 343.30 or the power of the secretary to
11 suspend or revoke the operating privilege. This paragraph does not apply if the
12 judgment was entered solely for violation of an ordinance unrelated to the violator's
13 operation of a motor vehicle.

14 **SECTION 135.** 345.47 (1) (c) of the statutes is amended to read:

15 345.47 (1) (c) If a court or judge suspends an operating privilege under this
16 section, the court or judge shall immediately take possession of the suspended license
17 and shall forward it to the department together with the notice of suspension, which
18 shall clearly state that the suspension was for failure to pay a forfeiture, ~~a penalty~~
19 ~~assessment, if required by s. 757.05, a truck driver education assessment, if required~~
20 ~~by s. 349.04, a jail assessment, if required by s. 302.46 (1), a railroad crossing~~
21 ~~improvement assessment, if required by s. 346.177, 346.495 or 346.65 (4r), and a~~
22 ~~crime laboratories and drug law enforcement assessment, if required by s. 165.755,~~
23 plus costs, fees, and surcharges imposed by the court under ch. 814. The notice of
24 suspension and the suspended license, if it is available, shall be forwarded to the
25 department within 48 hours after the order of suspension. If the forfeiture, ~~penalty~~

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1 ~~assessment, jail assessment, truck driver education assessment, railroad crossing~~
2 ~~improvement assessment, and crime laboratories and drug law enforcement~~
3 ~~assessment plus costs, fees, and surcharges imposed under ch. 814,~~ are paid during
4 a period of suspension, the court or judge shall immediately notify the department.
5 Upon receipt of the notice and payment of the reinstatement fee under s. 343.21 (1)
6 (j), the department shall return the surrendered license.

7 **SECTION 136.** 345.47 (2) of the statutes is amended to read:

8 345.47 (2) The payment of any judgment may be suspended or deferred for not
9 more than 60 days in the discretion of the court. In cases where a deposit has been
10 made, any forfeitures, ~~penalty assessments, jail assessments, truck driver education~~
11 ~~assessments, railroad crossing improvement assessments, crime laboratories and~~
12 ~~drug law enforcement assessments, and plus costs, fees, and surcharges imposed~~
13 under ch. 814, shall be taken out of the deposit and the balance, if any, returned to
14 the defendant.

15 **SECTION 137.** 345.47 (3) of the statutes is amended to read:

16 345.47 (3) When a defendant is imprisoned for nonpayment of a forfeiture, ~~a~~
17 ~~penalty assessment, a jail assessment, a truck driver education assessment, a~~
18 ~~railroad crossing improvement assessment, or a crime laboratories and drug law~~
19 ~~enforcement assessment plus costs, fees, and surcharges imposed under ch. 814,~~ for
20 an action brought by a municipality located in more than one county, any
21 commitment to a county institution shall be to the county in which the action was
22 tried.

23 **SECTION 138.** 345.49 (title) of the statutes is amended to read:

24 **345.49 (title) Procedure on imprisonment; nonpayment of forfeiture,**
25 **costs, fees, or assessments surcharges.**