



WISCONSIN LEGISLATIVE COUNCIL
AMENDMENT MEMO

2003 Assembly Bill 613	Assembly Substitute Amendment 1
<i>Memo published:</i> March 12, 2004	<i>Contact:</i> Mary Offerdahl, Staff Attorney (266-2230) and Don Dyke, Chief of Legal Services (266-0292)

Current law permits a county or municipality to certify to the Department of Revenue (DOR) certain debts owed to it by a person. If the debt remains uncollected and, in the case of a parking citation, if the debtor has not contested the citation within 20 days after receiving notice, the DOR must set off the debt against the person's income tax refund. "Debt" is defined as the following:

- A parking citation of at least \$20 that is unpaid and for which there has been no court appearance by the date specified in the citation or, if no date is specified, that is unpaid for at least 28 days.
- An unpaid fine, fee, restitution, or forfeiture of at least \$20.

Assembly Substitute Amendment 1 adds to this definition of "debt" the following:

- Any other debt that is at least \$20, except debt related to property taxes, if the debt has been reduced to a judgment or the municipality or county to which the debt is owed has provided the debtor reasonable notice and an opportunity to be heard with regards to the debt.

Legislative History

Representatives Jeff Stone and Tony Staskunas offered Assembly Substitute Amendment 1 on March 10, 2004. On the same day, the Assembly adopted the substitute amendment and passed 2003 Assembly Bill 613, as amended. Also on the same day, the Senate Committee on Homeland Security, Veterans and Military Affairs and Government Reform recommended concurrence by a vote of Ayes, 5; Noes, 0.

MO:wu



**WISCONSIN LEGISLATIVE COUNCIL
ACT MEMO**

2003 Wisconsin Act 177 [2003 Assembly Bill 613]	Tax Refund Set Off for Debts Owed to Municipalities
2003 Acts: www.legis.state.wi.us/2003/data/acts/	Act Memos: www.legis.state.wi.us/lc/act_memo/act_memo.htm

Current law permits a county or municipality to certify to the Department of Revenue (DOR) certain debts owed the county or municipality. If the debt remains uncollected and, in the case of a parking citation, if the debtor has not contested the citation within 20 days after receiving notice, the DOR must set the debt off against the debtor's income tax refund. "Debt" is defined as "a parking citation of at least \$20 that is unpaid and for which there has been no court appearance by the date specified in the citation or, if no date is specified, that is unpaid for at least 28 days and an unpaid fine, fee, restitution, or forfeiture of at least \$20."

2003 Wisconsin Act 177 expands the definition of "debt," for purposes of the tax refund set off provision, to include any other debt owed a municipality or county that is at least \$20, except debt related to property taxes, if the debt has been reduced to judgment or the municipality or county to which the debt is owed has provided the debtor reasonable notice and an opportunity to be heard with regard to the debt.

Effective Date: Act 177 became effective April 21, 2004.

Prepared by: Don Dyke, Chief of Legal Services

April 30, 2004

DD:ksm;jal

This memo provides a brief description of the Act. For more detailed information,
consult the text of the law and related legislative documents.

From Rep Stone's ofc.

AB 613 passed the Assembly and has been messaged to the Senate. We would like to see Sen. Brown pass the bill thru the Committee he Chairs and allow the bill to be introduced on the floor.

Thank you

MJ Purity

- ▶ Home
- ▶ Lobbying in Wisconsin
- ▶ Organizations employing lobbyists
- ▶ Lobbyists



as of Wednesday, March 10, 2004

2003-2004 legislative session

Legislative bills and resolutions

(search for another legislative bill or resolution at the bottom of this page)

- Text, Sponsors and Analysis
- Status and Fiscal Estimate
- Lobbying Effort on this item

Assembly Bill 613

setoffs against tax refunds. (FE)

Organization		These organizations have reported lobbying on this proposal:	Place pointer on icon to display comments click icon to display prior comments		
Profile	Interests		Date Notified	Position	Comments
●	●	AFSCME Council 11	2/26/2004	↑	
●	●	City of Milwaukee	12/16/2003	↑	
●	●	Kenosha County	10/27/2003	↑	
●	●	Waukesha County	12/9/2003	↑	
●	●	Wisconsin Counties Association	12/19/2003	↑	

Select a legislative proposal and click "go"

House
Proposal Type
Proposal Number (enter proposal number)
Legislative Session



Wisconsin State Senator
Ron Brown
District 31

March 10, 2004

Senator Roger Breske
Room 310 South
Madison, WI 53707-7882
Hand-Delivered

Dear Senator Breske:

Pursuant to Senate rules, this paper ballot represents executive action by the Senate Committee on Homeland Security, Veterans and Military Affairs and Government Reform on **Assembly Bill 613**.

I have made the following motion for your consideration:

- Recommendation of concurrence in **AB 613**.

 X
(Aye) (No)

 Roger Breske
Signature

The deadline for voting on these items is *7:30 p.m. this evening (Wednesday, March 10)*. Ballots not received by the deadline will be marked absent. Please return this document to Room 104 South in the State Capitol.

Sincerely,

Ron Brown

Ron Brown
Chair
Senate Committee on Homeland Security, Veterans and Military Affairs and Government Reform

RB: mlg



Wisconsin State Senator
Ron Brown
District 31

March 10, 2004

Senator Dave Zien
Room 15 South
Madison, WI 53707-7882
Hand-Delivered

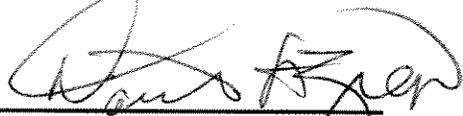
Dear Senator Zien:

Pursuant to Senate rules, this paper ballot represents executive action by the Senate Committee on Homeland Security, Veterans and Military Affairs and Government Reform on **Assembly Bill 613**.

I have made the following motion for your consideration:

- Recommendation of concurrence in **AB 613**.

(Aye) (No)



Signature

The deadline for voting on these items is **7:30 p.m. this evening (Wednesday, March 10)**. Ballots not received by the deadline will be marked absent. Please return this document to Room 104 South in the State Capitol.

Sincerely,



Ron Brown
Chair
Senate Committee on Homeland Security, Veterans and Military Affairs and Government Reform

RB: mlg



Wisconsin State Senator
Ron Brown
District 31

March 10, 2004

Senator Bob Wirch
Room 108 South
Madison, WI 53707-7882
Hand-Delivered

Dear Senator Wirch:

Pursuant to Senate rules, this paper ballot represents executive action by the Senate Committee on Homeland Security, Veterans and Military Affairs and Government Reform on **Assembly Bill 613**.

I have made the following motion for your consideration:

- Recommendation of concurrence in **AB 613**.

X _____
(Aye) (No)

Robert Wirch
Signature

The deadline for voting on these items is **7:30 p.m. this evening (Wednesday, March 10)**. Ballots not received by the deadline will be marked absent. Please return this document to Room 104 South in the State Capitol.

Sincerely,

Ron Brown

Ron Brown
Chair
Senate Committee on Homeland Security, Veterans and Military Affairs and Government Reform

RB: mlg



Wisconsin State Senator
Ron Brown
District 31

March 10, 2004

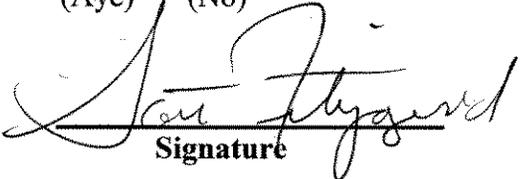
Senator Scott Fitzgerald
Room 316 South
Madison, WI 53707-7882
Hand-Delivered

Dear Senator Fitzgerald:

Pursuant to Senate rules, this paper ballot represents executive action by the Senate Committee on Homeland Security, Veterans and Military Affairs and Government Reform on **Assembly Bill 613**.

I have made the following motion for your consideration:

- Recommendation of concurrence in **AB 613**.

(Aye) (No)

Signature

The deadline for voting on these items is **7:30 p.m. this evening (Wednesday, March 10)**. Ballots not received by the deadline will be marked absent. Please return this document to Room 104 South in the State Capitol.

Sincerely,



Ron Brown
Chair
Senate Committee on Homeland Security, Veterans and Military Affairs and Government Reform

RB: mlg