2005 DRAFTING REQUEST

Senate Substitute Amendment (SSA-AB149)

FE Sent For:

Receive	ed: 03/07/2006		Received By: phurley Identical to LRB: By/Representing: Drafter: rnelson2 Addl. Drafters: Extra Copies:				
Wanted	: As time perm	its					
For: Gle	enn Grothman	(608) 266-751					
This file	e may be shown	to any legislato					
May Co	ontact:						
Subject	Courts	- costs and fee					
Submit	via email: YES						
Request	er's email:	Sen.Groth					
Carbon	copy (CC:) to:						
Pre To	pic:						
No spec	rific pre topic gi	ven					
Topic:							
Attorne	ys fees in court						
Instruc	tions:						
See Atta	ached						
Draftin	g History:						
Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	<u>Jacketed</u>	Required
/?	rnelson2 03/07/2006	lkunkel 03/07/2006					
/1			pgreensl 03/07/200	06	lnorthro 03/07/2006	lnorthro 03/07/2006	

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2005 DRAFTING REQUEST

Senate Substitute Amendment (SSA-AB149)

Receive	ed: 03/07/200	06			Received By: phurley				
Wanted: As time permits					Identical to LRB:				
For: Glenn Grothman (608) 266-7513					By/Representing:				
This file may be shown to any legislator: NO					Drafter: rnelson2				
May Contact:					Addl. Drafters:				
Subject:	Cou	rts - costs and fee		Extra Copies:					
Submit	via email: Y	ES							
Request	er's email:	Sen.Groth							
Carbon	copy (CC:) t	.o:							
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Topic:									
Attorney	s fees in cou	urt							
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Vers.	<u>Drafted</u>	Reviewed	Typed	Proofed	Submitted	<u>Jacketed</u>	Required		
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2005 - 2006 LEGISLATURE

LRBs0290/3 RPN:kjf&jld;ch

SENATE SUBSTITUTE AMENDMENT, TO 2005 ASSEMBLY BILL 149

Recon It

AN ACT to create \$14.04(1)(b) of the statutes; relating to: attorney fees in court

actions.

Analysis by the Legislative Reference Bureau

Under current law, generally in civil actions the amount a prevailing party may recover in attorney fees is limited by law. If the amount recovered is greater than \$5,000, the attorney fees are \$500. If the amount recovered is from \$1,000 to \$5,000, the attorney fees are \$300. If the amount recovered is less than \$1,000, the attorney fees are \$100. If there is no specific amount recovered or if the action does not involve property, the attorney fees are \$300. Current law reduces these attorney fee awards by half if there is a default judgment or if the action is voluntarily dismissed by the adverse party.

This bill allows the court to increase the amount of these attorney fees by not more than \$125 if the attorney appeared before the court, the case required an unusual amount of time, and the attorney submitted a statement of the time that the case required.

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

1

2

(END)
to the court listing the amount of time that the case required.
the case required an unusual amount of time, and the attorney submits a statement
additional attorney fees not in excess of \$125 if the attorney appears before the court,
814.04 (1) (b) Notwithstanding par. (a) and sub. (6), the court may award