

2005 ASSEMBLY BILL 152

March 3, 2005 – Introduced by Representatives LEMAHIEU, VRUWINK, HAHN, BIES, GUNDERSON, NASS, LEHMAN, JESKEWITZ, STASKUNAS, VOS, STRACHOTA, TOWNSEND, OTT, BALLWEG, GOTTLIEB, VAN ROY, GRONEMUS, MOULTON, ALBERS, HUNDERTMARK and KREIBICH, cosponsored by Senators GROTHMAN, BROWN and ROESSLER. Referred to Committee on Urban and Local Affairs.

1 **AN ACT** *to amend* 59.25 (3) (j) of the statutes; **relating to:** collection of fines and
2 forfeitures by counties.

Analysis by the Legislative Reference Bureau

Under current law, if a circuit court imposes a fine or forfeiture on a person for violating a state law or local ordinance unrelated to transportation, the clerk of circuit court collects the amount owed and pays that amount to the county treasurer. The county treasurer, in turn, pays 90 percent of the fine and forfeiture money to the state, but is permitted to retain 10 percent of the money as administrative fees.

This bill allows the county to retain 20 percent of fines and forfeitures that are collected within 120 days of being imposed and 30 percent of such fines and forfeitures that are collected after 120 days of being imposed.

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.** 59.25 (3) (j) of the statutes is amended to read:
4 59.25 (3) (j) Retain 10% for 20 percent of fines and forfeitures collected within
5 120 days of being imposed and 30 percent of fines and forfeitures collected after 120

ASSEMBLY BILL 152

1 days of being imposed as fees in for receiving and paying into the state treasury all
2 money received by the treasurer for the state for fines and forfeitures, ~~except that~~
3 ~~50%~~ but retain 50 percent of the state forfeitures and fines under chs. 341 to 347, 349,
4 and 351 ~~shall be retained~~ as fees and retain the other fees for receiving and paying
5 money into the state treasury that are prescribed by law.

6 **SECTION 2. Initial applicability.**

7 (1) This act first applies to fines and forfeitures imposed on the effective date
8 of this subsection.

9 **SECTION 3. Effective date.**

10 (1) This act takes effect on the first day of the 4th month beginning after
11 publication.

12 (END)