# 2005 DRAFTING REQUEST

Bill

Received: 07/11/2005  Wanted: As time permits					Received By: mlief  Identical to LRB:			
Subject: Courts - costs and fees					Extra Copies:			
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Sharing	of collection co	osts by cities, to	owns, village	es, and counti	es			
Instruc	tions:							
Same as	LRB-2857/1							
Draftin	g History:			***************************************		4 .		
Vers.	<u>Drafted</u>	Reviewed	Typed	Proofed	Submitted	Jacketed	Required	
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FE Sent For:

### 2005 DRAFTING REQUEST

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Received: 07/11/2005

Received By: mlief

Wanted: As time permits

Identical to LRB:

For: Ann Nischke (608) 266-8580

By/Representing:

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

Drafter: mlief

May Contact:

Addl. Drafters:

Subject:

**Courts - costs and fees** 

Extra Copies:

Submit via email: YES

Requester's email:

Rep.Nischke@legis.state.wi.us

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Sharing of collection costs by cities, towns, villages, and counties

**Instructions:** 

Same as LRB-2857/1

**Drafting History:** 

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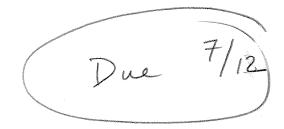
mlief

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FE Sent For:

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## 2005 BILL



AN ACT to amend 755.21 of the statutes; relating to: the sharing of collection

costs by cities, villages, towns, and counties.

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### Analysis by the Legislative Reference Bureau

Under current law, the municipal court collects forfeitures and certain assessments and surcharges for violations of city, village, and town ordinances and disburses them to the appropriate municipal entities and, in some instances, to the counties and to the state. Current law also authorizes the municipal court to contract with a collection agency to collect these forfeitures, assessments, and surcharges and provides that the costs of collection are deducted before the forfeitures, assessments, and surcharges are disbursed.

This bill requires each entity on whose behalf the forfeitures, assessments, and surcharges are collected to share the cost of collection in proportion to the entity's entitlement to the amount collected.

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:

**SECTION 1.** 755.21 of the statutes is amended to read:

**755.21 Collection.** The municipal court may contract with a collection agency for the collection of unpaid forfeitures, assessments, and surcharges under s. 66.0114

on the effective date of this subsection.

BILL

(1) (a). The contract shall provide that the collection agency shall be paid from the						
proceeds recovered by the collection agency. The net proceeds that the municipal						
court receives after the payment to the collection agency shall be considered the						
amount of forfeitures, assessments, and surcharges collected for distribution under						
s. 66.0114 (1) (bm) and (3) (b) and (c). For each violation for which a forfeiture,						
assessment, or surcharge is imposed, the municipal court shall determine the						
amount to be distributed to each entity under s. 66.0114 (1) (bm) and (3) (b) and (c)						
as follows:						
(1) Calculate the percentage of the total violation amount to which the entity						
is entitled before the collection agency is paid.						
(2) Subtract from the amount collected for the violation the amount paid to the						
collection agency to collect the violation amount.						
(3) Multiply the remainder under sub. (2) by the percentage under sub. (1).						
SECTION 2. Initial applicability.  (1) This act first applies to forfeitures, assessments, and surcharges collected						

(END)