

2009 DRAFTING REQUEST

Senate Amendment (SA-SB383)

Received: 01/08/2010

Received By: rnelson2

Wanted: Soon

Identical to LRB:

For: Lena Taylor (608) 266-5810

By/Representing: Eric

This file may be shown to any legislator: NO

Drafter: rnelson2

May Contact:

Addl. Drafters:

Subject: Courts - civil procedure
Courts - courts/judges/commsrs

Extra Copies:

Submit via email: YES

Requester's email: Sen.Taylor@legis.wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Municipal court changes

Instructions:

See attached

Drafting History:

| <u>Vers.</u> | <u>Drafted</u> | <u>Reviewed</u> | <u>Typed</u> | <u>Proofed</u> | <u>Submitted</u> | <u>Jacketed</u> | <u>Required</u> |
|--------------|------------------------|------------------------|------------------------|----------------|-------------------------|-----------------------|-----------------|
| /? | | | | | | | |
| /P1 | rnelson2 01/08/2010 | kfollett 01/11/2010 | rschluet 01/11/2010 | _____ | sbasford 01/11/2010 | | |
| /1 | rnelson2 01/11/2010 | kfollett 01/11/2010 | rschluet 01/11/2010 | _____ | cduerst 01/11/2010 | cduerst 01/11/2010 | |
| /2 | rnelson2 01/11/2010 | csicilia 01/11/2010 | phenry 01/11/2010 | _____ | mbarman • 01/11/2010 | mbarman 01/11/2010 | |

FE Sent For:

<END>

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FE Sent For:

1/2 gis 1/11/10
1/11 ph/AS
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Identical to LRB:

For: **Lena Taylor (608) 266-5810**

By/Representing: **Eric**

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

Drafter: **rnelson2**

May Contact: *Nancy Rethier*
Ken Stelmach

Addl. Drafters:

Subject: **Courts - civil procedure**
Courts - courts/judges/commsrs

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Taylor@legis.wisconsin.gov**

Carbon copy (CC:) to:

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| /? | rnelson2 | <i>1/11/10</i> | <i>AS</i> | <i>PH</i> | | | |
|----|----------|----------------|-----------|-----------|--|--|--|

FE Sent For:

<END>

Nelson, Robert P.

From: Peterson, Eric
Sent: Thursday, January 07, 2010 2:59 PM
To: Nelson, Robert P.

*Rottier
Stankovsky
Brenda Wood*

SB 383 Omnibus Amendment Summary

Control of Municipal Court Budget – League of Municipalities

Insert the following in Section 16 on p. 10, line 21 after the word “municipality”:

shall
✓ The municipal governing body determines the amount budgeted for court maintenance and operations.

Four Year Terms – League of Municipalities

Change Section 20 of the bill to read:

✓ 755.02 Term. The judges shall be elected at large for a term of 4 years unless a different term, not less than 2 years nor exceeding 4 years, is provided by charter ordinance enacted under s. 66.0101.

Section 31 – City of Milwaukee

✓ Exempt first-class cities from the requirements of this section.

Consultation With Judge Regarding Electronic Management System – League of Municipalities

✓ Change the last sentence of section 32 to read: "The purchase or implementation of any electronic records management system used by the court shall be approved by the judge."

Location of Court Personnel – League of Municipalities

✓ There was agreement that the distinction between court personnel and other municipal employees under section 39 could be achieved through design or signage and that this could be modeled on the courtroom location language in section 38.

Right to Jury Trial for OWI Cases – League of Municipalities/City of Milwaukee

✓ Restore the deleted language on lines 4-5, page 25, section 76 to ensure that the right to request a jury trial only applies to OWI cases.

Look in earlier slash

Discovery – League of Municipalities/City of Milwaukee

Replace Existing Section 101 with:

Neither party is entitled to pretrial discovery in any action in municipal court, including refusal hearings held by a municipal court under s. 343.305(9), except that if the defendant moves within 30 days after the initial appearance in person or by an attorney the court may order that the defendant be allowed to inspect documents, including lists of names and addresses of witnesses, if available, and to test under s. 804.09, under such conditions as the court prescribes, any devices used by the plaintiff to determine whether a violation has

Amend s. 800.035 (2)(d) to read:

(d) If the defendant pleads guilty or no contest, the court may find the defendant guilty of the offense to which the plea is entered and render judgment as provided under s. 800.09, and then determine if the defendant is unable to pay the judgment because of poverty, as that term is used in s. 814.29(1)(d).

Amend the third sentence in s. 800.09 (1g) to read:

In addition, the court shall inform the defendant, orally and in writing, that the defendant should notify the court if he or she is unable to pay the judgment because of poverty, as that term is used in s. 814.29 (1)(d), and request community service in lieu of payment.

Amend the fifth sentence in s. 800.09(1g) to read:

If the defendant is present and the court, using the criteria in s. 814.29 (1)(d), determines that the defendant is unable to pay the judgment because of poverty, the court shall provide the defendant with the opportunity to pay the judgment in installments, taking into account the defendant's income, or to perform community service in lieu of payment.

Add the following sentence to the end of s. 800.095 (1)(a) 3.:

If the defendant's suspension is lifted as a result of a payment plan or community service, and the defendant is later suspended because he defaults, his new suspension shall be reduced by the amount of time already served.

Not in City of Milwaukee

Amend s. 800.095 (1)(a) 5.:

During the period of operating privilege suspension under this paragraph, the defendant may request the court to consider the order of suspension based on an inability to pay the judgment because of poverty, as that term is used in s. 814.29(1)(d). The court shall consider the defendant's request. If the court determines that the inability to pay the judgment is because of poverty the court shall may withdraw the suspension and grant the defendant further time to pay or withdraw the suspension and order one or more other sanctions set forth in this subsection, including community service.

Not to apply to Court rules

Amend s. 800.095 (4) to read:

The court may, at any time, authorize payment of the monetary judgment by installment payments, or may modify, suspend, or permanently stay the monetary judgment, or order that the judgment be satisfied by community service.

NEED LANGUAGE

SEC

Operative Date for Newly Created Muni Courts

The League mentioned that there needs to be clarification under section 16 that the ordinance and chief judge certification requirement should only apply to newly created courts to ensure that currently existing courts are not suspended.

effective date

I will share Curt's suggested language with LRB that something like "Courts created after the enactment of this legislation shall become operative and function when ...", but we will defer to LRB as to the exact language.

Eric M. Peterson

Chief of Staff, Senator Lena C. Taylor
Wisconsin State Senator - 4th Senate District
t - 608-266-5810 f - 608-267-2353

been committed. A defendant may move for such discovery at any other time upon showing cause therefor.

Where to File Indigency Motions -- Director of State Courts

Further clarify in statute that requests regarding waiver of appeal fees and jury fees should go to circuit court; requests regarding bond and transcript fees should go to municipal court.

Nancy Rottier?

Concerns Regarding Indigent Defendants – Legal Action of Wisconsin

Create A Uniform Definition Of Poverty

In defining poverty the draft uses the criteria in s. 814.29 (1)(d) to establish poverty for installment agreements in s. 800.09 (1g) and for determining if imprisonment is unavailable in s. 800.095 (1) (b) 2, but ignores the criteria in determining the appropriateness of a driver's license suspension or community service. As a result, individuals lose their licenses because they are unable to pay the fine due to poverty. This begins a vicious cycle that includes unemployment, more tickets and more poverty. The uniform use of the criteria in s. 814.29 (1)(d) will solve the problem and result in fair treatment for everyone.

Provide Clear Information About and Uniform Use Of Community Service

Chapter 800 contains four references to community service as a means to satisfy a forfeiture: s. 800.09 (1j) refers to the court ordering community service, s. 800.09 (1b) (b) authorizes community service in any judgement, s. 800.095 (b) 1 authorizes community service in lieu of imprisonment if the s. 814.29 (1)(d) criteria is met; and s. 800.095 (d) authorizes community service when the defendant fails to pay a monetary judgment. However, the statute is silent on informing defendants of their right to seek community service or on the standards to be applied in deciding to order community service. As a result many defendants do not know that community service is an option, and when requested, courts apply widely differing standards. For instance, some courts repeatedly find that individuals on Social Security Disability or W2 are not indigent and therefore not entitled to do community service, even though it is quite clear that the individual will not be able to pay the forfeiture.

This problem can be remedied by requiring notice of the community service option when other notices are provided to the defendant, and then by using the criteria in s. 814.29 (1)(d) to determine eligibility for community service.

End The Penalty For Attempting To Pay A Forfeiture In Installments * Please exempt cities of the first class from any change made by this**

Failure to pay a traffic related forfeiture can result in a 2 year driver's license suspension. Some individuals try to obtain their driver's license by asking a court to lift their license suspension and allow payment of a forfeiture in installments. The individual is attempting to meet his obligation in a responsible way. However, if he is unable keep up with the payments a new 2 year suspension is imposed, instead of giving him credit for time served on the previous suspension. As a result, an individual who actually tries to meet his responsibility can end up serving a longer period of suspension than someone who does nothing. This problem can be solved by simply providing that credit be given for the time served on any previous suspension covering the same forfeiture.

Simple Chapter 800 Changes

Possible language resolving the problems is included below.

Add to s. 800.035 (2)(a):

4. Inform the defendant that if he is unable to pay due to poverty that he can request an installment payment plan, community service or a stay of the judgment.

Nelson, Robert P.

From: Nancy Rottier [Nancy.Rottier@wicourts.gov]
Sent: Friday, January 08, 2010 11:16 AM
To: Nelson, Robert P.
Subject: SB 383 re Municipal Courts

I think I found the issue. It relates to language on page 48, lines 6-7. Here's how Marcia Vandercook described it and her conversations with Jim Gramling:

(3) The issue about transcripts on appeal is mostly resolved. Any testimony taken in the municipal court must be transcribed for appeal. The appellant bears the cost of transcription unless the appellant is indigent.

The only remaining question is about who hears a request for an indigency waiver: The draft says: "A defendant claiming an inability to pay with regard to the appeal fee, bond, transcript fee, or jury fee may petition the circuit court for waiver." Jim said the idea was to streamline the waiver process to a single hearing. We convinced him that it was more appropriate for each court to waive its own fees: bond and transcripts for the municipal court and filing fee and jury fee for the circuit court. Jim agreed to ask the sponsors to make that change. This is a small technical issue and I don't know why anyone would oppose it.

So, it looks like the amendment should be a change to that last sentence. Perhaps making it two sentences like this: A defendant claiming an inability to pay with regard to the bond or the transcript fee may petition the municipal court for waiver. A defendant claiming an inability to pay with regard to the appeal fee or jury fee may petition the circuit court for waiver.

Let me know if this makes sense to you.



Wanted you an

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
SENATE AMENDMENT ,
TO 2009 SENATE BILL 383

before " A municipal "

1
3
4
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6
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8
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10
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change component

At the locations indicated, amend the bill as follows:

- 1. Page 10, line 10: after "municipality". insert "This".
- 2. Page 10, line 13: delete that line and substitute "administrative district.
- 3. Page 10, line 23: after "judges" insert "The municipal governing body shall determine the amount budgeted for court maintenance and operations."
- 4. Page 12, line 16: delete "unless" and substitute "unless".
- 5. Page 12, line 17: delete that line and substitute "a longer different term, not exceeding 4 less than 2 years, is provided by charter ordinance or bylaw enacted under s.66.0101."

The term ← plain

* insert 2-1

1 **6.** Page 15, line 10: delete that line and substitute **SECTION 31g.** 755.10 of
2 the statutes is renumbered 755.10 (1) and amended to read:"

3 **7.** Page 15, line 11: after "**Employees**" insert **"(1)"**.

4 **8.** Page 15, line 14: delete lines 14 to 16 and substitute: "or board. The clerks
5 shall, before entering upon the duties of their."

6 **9.** Page 15, line 19: after that line insert:

7 "**SECTION 31m.** 755.10 (2) of the statutes is created to read:

8 755.10 (2) The hiring, termination, hours of employment, and work
9 responsibilities of the court personnel, when working during hours assigned to the
10 court, shall be under the judge's authority. This subsection does not apply to a
11 municipal court located in the city of Milwaukee."

12 **10.** Page 16, line 2: after "system" insert "used by the court".

13 **11.** Page 17, line 11: after "department" insert "by design or signage".

14 **12.** Page 23, line 18: after that line insert: "4. Inform the defendant that if he
15 or she is unable to pay the forfeiture, costs, fees, or surcharges due to poverty, he or
16 she may request an installment payment, community service, ^{or} of a stay of the
17 judgment."

18 **13.** Page 23, line 24: after "800.09" insert ", and then determine if the
19 defendant is unable to pay the judgment because of poverty, as that term is used in
20 s. 814.29 (1) (d)".

21 **14.** Page 25, line 4: delete the material beginning with "~~charged~~" and ending
22 with "(5)" on page 25, line 5 and substitute "charged with a violation of an ordinance
23 which that is in conformity with s. 346.63 (1) or (5)".

*and shows cause
therefore*

1 **15.** Page 31, line 12: delete the material beginning with “within” and ending
2 with “cause” on page 31, line 15 and substitute: “for pretrial discovery within 30 days
3 after the initial appearance in person or by and attorney”.

4 **16.** Page 31, line 18: after “committed.” insert “The defendant may move for
5 pretrial discovery at any other time upon a showing of cause for that discovery.”.

6 **17.** Page 34, line 2: after “814.29 (1) (d)” insert “, and that he or she may
7 request community service in lieu of payment of the judgment”.

8 **18.** Page 34, line 7: after “income” insert “, or to perform community service
9 in lieu of payment of the judgment”.

10 **19.** Page 37, line 9: after that line insert: “3m. If the court terminates the
11 defendant’s suspension as the result of the defendant’s agreement to a payment plan
12 or community service and the defendant is later suspended because he or she
13 defaults on that plan or service, the new suspension shall be reduced by the amount
14 of time that the suspension was served before being terminated by the court. This
15 subdivision does not apply to a municipal court located in the city of Milwaukee.”

16 **20.** Page 37, line 14: after “judgment” insert “because of poverty, as that term
17 is used in s. 814.29 (1) (d)”.

18 **21.** Page 37, line 15: delete “The court may” and substitute “If the court
19 determines that the inability to pay the judgment is because of poverty, the court
20 shall”.

21 **22.** Page 37, line 17: after “subsection” insert “, including community service”.

22 **23.** Page 43, line 3: after “judgment” insert “, or order that the judgment be
23 satisfied by community service”.

1 **24.** Page 48, line 7: delete that line and substitute “bond or the transcript fee
2 may petition the municipal court for a waiver. A defendant claiming an inability to
3 pay with regard to the appeal fee or jury fee may petition the circuit court for a
4 waiver.”

5

(END)

plain
period

2009-2010 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa1265/P1ins
RPN:.....

Insert 2-1



1 **1.** Page 15, line 10: delete lines 10 to 19 and substitute:

2 “**SECTION 31g.** 755.10 of the statutes is renumbered 755.10 (1) and amended
3 to read:

4 755.10 (1) The judge shall in writing appoint such ~~clerks and deputy clerks~~
5 personnel as are authorized by the council or board. The council or board shall
6 authorize at least one clerk for each court. Their salaries shall be fixed by the council
7 or board. The clerks shall, before entering upon the duties of their offices, take the
8 oath provided by s. 19.01 and give a bond if required by the council or board. The cost
9 of the bond shall be paid by the municipality. Oaths and bonds of the clerks shall be
10 filed with the municipal clerk.”.

Nelson, Robert P.

From: Peterson, Eric
Sent: Monday, January 11, 2010 12:10 PM
To: Nelson, Robert P.
Cc: Sklansky, Ron
Subject: RE: Section 31g and 31m of a1265/P1

Bob,

Please use the term "Court administrator" rather than "judicial administrator"

Eric

Eric M. Peterson

Chief of Staff, Senator Lena C. Taylor
Wisconsin State Senator - 4th Senate District
t - 608-266-5810 f - 608-267-2353

From: Peterson, Eric
Sent: Monday, January 11, 2010 12:07 PM
To: Nelson, Robert P.
Cc: Sklansky, Ron
Subject: Section 31g and 31m of a1265/P1

Bob,

Talked with Milwaukee about Sections 31g & 31m. The changes we discussed are good. Feel free to redraft and finalize the amendment.

Ron, if you have any concerns, just let Bob know and changes are approved.

Eric

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2 **1.** Page 10, line 10: before "A municipal" insert "This".

3 **2.** Page 10, line 13: delete that line and substitute "administrative district.

4 A court shall become operative and function after the effective date of this subsection
5 ... [LRB inserts date], when the city".

6 **3.** Page 10, line 23: after "judges" insert "The municipal governing body shall
7 determine the amount budgeted for court maintenance and operations.".

8 **4.** Page 12, line 16: delete "unless" and substitute "unless".

9 **5.** Page 12, line 17: delete that line and substitute "a ~~longer~~ different term, not
10 ~~exceeding 4-~~ less than 2 years, is provided by charter ordinance or bylaw enacted
11 under s. 66.0101. The term".

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3 755.10 (1) The judge shall in writing appoint such clerks and deputy clerks
4 personnel as are authorized by the council or board. The council or board shall
5 authorize at least one clerk for each court. Their salaries shall be fixed by the council
6 or board. The clerks shall, before entering upon the duties of their offices, take the
7 oath provided by s. 19.01 and give a bond if required by the council or board. The cost
8 of the bond shall be paid by the municipality. Oaths and bonds of the clerks shall be
filed with the municipal clerk."

9 **7.** Page 15, line 19: after that line insert:

10 "SECTION 31m. 755.10 (2) of the statutes is created to read:

11 755.10 (2) The hiring, termination, hours of employment, and work
12 responsibilities of the court personnel, when working during hours assigned to the
13 court, shall be under the judge's authority. This subsection does not apply to a
14 municipal court located in the city of Milwaukee."

15 **8.** Page 16, line 2: after "system" insert "used by the court".

16 **9.** Page 17, line 11: after "department" insert "by design or signage".

17 **10.** Page 23, line 18: after that line insert:

18 "4. Inform the defendant that if he or she is unable to pay the forfeiture, costs,
19 fees, or surcharges due to poverty, he or she may request an installment payment,
20 community service, or a stay of the judgment."

21 **11.** Page 23, line 24: after "800.09" insert ", and then determine if the
22 defendant is unable to pay the judgment because of poverty, as that term is used in
23 s. 814.29 (1) (d)".
24

Handwritten notes on the left margin:
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LPS
stay
in
ms
2-15
msw
2-17

Handwritten note: move after ins 2-15

1 **12.** Page 25, line 4: delete the material beginning with “charged” and ending
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15 defendant’s agreement to a payment plan or community service and the defendant
16 is later suspended because he or she defaults on that plan or service, the new
17 suspension shall be reduced by the amount of time that the suspension was served
18 before being terminated by the court. This subdivision does not apply to a municipal
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2009-2010 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa1265/lins
RPN:kjf:rs

1 insert 2-15:

2 "SECTION 31g. 755.10 of the statutes is renumbered 755.10 (1) and amended
3 to read:

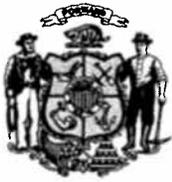
4 755.10 (1) The Except as provided in sub. (2), the judge shall in writing appoint
5 such clerks and deputy clerks as the personnel that are authorized by the council or
6 board. The council or board shall authorize at least one clerk for each court. Except
7 as provided in sub. (2), the hiring, termination, hours of employment, and work
8 responsibilities of the court personnel, when working during hours assigned to the
9 court, shall be under the judge's authority. Their salaries shall be fixed by the council
10 or board. The clerks shall, before entering upon the duties of their offices, take the
11 oath provided by s. 19.01 and give a bond if required by the council or board. The cost
12 of the bond shall be paid by the municipality. Oaths and bonds of the clerks shall be
13 filed with the municipal clerk.)

14 History: 1977 c. 187 s. 94; Stats. 1977 s. 755.10; 1983 a. 192 s. 303 (4).

15 " SECTION 31m. 755.10 (2) of the statutes is created to read:

16 755.10 (2) (a) In the municipal court located in the city of Milwaukee the
17 judicial administrator shall in writing appoint the personnel that are authorized by
18 the council or board. In the municipal court located in the city of Milwaukee the
19 hiring, termination, hours of employment, and work responsibilities of the court
20 personnel, when working during hours assigned to the court, shall be under the
21 judicial administrator's authority."

insert
2-16



1/11
State of Wisconsin
2009 - 2010 LEGISLATURE

LRBa1265/1 ✓

RPN:kjf:rs

2
T
stays

Now

SENATE AMENDMENT,
TO 2009 SENATE BILL 383

bill wish

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8 4. Page 12, line 16: delete "unless" and substitute "unless".

9 5. Page 12, line 17: delete that line and substitute "a longer different term, not
10 exceeding 4 ^{year SNOR} less than 2 years, ^{PLAIN comm} is provided by charter ordinance or bylaw enacted
11 under s. 66.0101. The term". ^{score}

12 6. Page 15, line 10: delete lines 10 to 19 and substitute:

PLAIN

1 “**SECTION 31g.** 755.10 of the statutes is renumbered 755.10 (1) and amended
2 to read:

3 755.10 (1) The Except as provided in sub. (2), the judge shall in writing appoint
4 such clerks and deputy clerks as the personnel that are authorized by the council or
5 board. The council or board shall authorize at least one clerk for each court. Except
6 as provided in sub. (2), the hiring, termination, hours of employment, and work
7 responsibilities of the court personnel, when working during hours assigned to the
8 court, shall be under the judge’s authority. Their salaries shall be fixed by the council
9 or board. The clerks shall, before entering upon the duties of their offices, take the
10 oath provided by s. 19.01 and give a bond if required by the council or board. The cost
11 of the bond shall be paid by the municipality. Oaths and bonds of the clerks shall be
12 filed with the municipal clerk.”.

13 **7.** Page 15, line 19: after that line insert:

14 “**SECTION 31m.** 755.10 (2) of the statutes is created to read:

15 755.10 (2) (a) In the municipal court located in the city of Milwaukee the court
16 administrator shall in writing appoint the personnel that are authorized by the
17 council or board. In the municipal court located in the city of Milwaukee the hiring,
18 termination, hours of employment, and work responsibilities of the court personnel,
19 when working during hours assigned to the court, shall be under the court
20 administrator’s authority.”.

21 **8.** Page 16, line 2: after “system” insert “used by the court”.

22 **9.** Page 17, line 11: after “départment” insert “by design or signage”.

23 **10.** Page 23, line 18: after that line insert:

1 “4. Inform the defendant that if he or she is unable to pay the forfeiture, costs,
2 fees, or surcharges due to poverty, he or she may request an installment payment,
3 community service, or a stay of the judgment.”.

4 **11.** Page 23, line 24: after “800.09” insert “, and then determine if the
5 defendant is unable to pay the judgment because of poverty, as that term is used in
6 s. 814.29 (1) (d)”.

7 **12.** Page 25, line 4: delete the material beginning with “charged” and ending
8 with “(5)” on line 5 and substitute “charged with a violation of an ordinance ~~which~~
9 that is in conformity with s. 346.63 (1) or (5)”.

10 **13.** Page 31, line 12: delete the material beginning with “~~within~~” and ending
11 with “cause” on line 15 and substitute “for pretrial discovery within 30 days after the
12 initial appearance in person or by and attorney ~~and shows cause therefor~~”.

13 **14.** Page 31, line 18: after “committed.” insert “The defendant may move for
14 pretrial discovery at any other time upon a showing of cause for that discovery.”.

15 **15.** Page 34, line 2: after “814.29 (1) (d)” insert “, and that he or she may
16 request community service in lieu of payment of the judgment”.

17 **16.** Page 34, line 7: after “income” insert “, or to perform community service
18 in lieu of payment of the judgment”.

19 **17.** Page 37, line 9: after that line insert:

20 “3m. If the court terminates the defendant’s suspension as the result of the
21 defendant’s agreement to a payment plan or community service and the defendant
22 is later suspended because he or she defaults on that plan or service, the new
23 suspension shall be reduced by the amount of time that the suspension was served

1 before being terminated by the court. This subdivision does not apply to a municipal
2 court located in the city of Milwaukee.”.

3 **18.** Page 37, line 14: after “judgment” insert “because of poverty, as that term
4 is used in s. 814.29 (1) (d)”.

5 **19.** Page 37, line 15: delete “The court may” and substitute “If the court
6 determines that the inability to pay the judgment is because of poverty, the court
7 shall”.

8 **20.** Page 37, line 17: after “subsection” insert “, including community service”.

9 **21.** Page 43, line 3: after “judgment” insert “, or order that the judgment be
10 satisfied by community service”.

11 **22.** Page 48, line 7: delete that line and substitute “bond or the transcript fee
12 may petition the municipal court for a waiver. A defendant claiming an inability to
13 pay with regard to the appeal fee or jury fee may petition the circuit court for a
14 waiver.”.

15 (END)