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1 crossing with any railroad, the office shall issue notice of investigation and hearing,
2 as provided in s. 195.04. If upon such hearing the office finds that the public safety
3 will be promoted by the highway relocation, improvement, or new construction, the
4 office shall order the old crossings closed and new crossings opened as are deemed
5 necessary for public safety. The order shall require the railroad company or
6 companies to pay to the interested municipality or municipalities such sum as the
7 office finds to be an equitable portion of the cost of the highway relocation,
8 improvement, or new construction, if the work is performed by the municipalities;
9 or to the secretary of administration if the work is performed by the state; or to the
10 proper county treasurer or county comptroller under s. 59.255 if the work is
11 performed by the county. The sum shall be added to the joint fund available for the
12 improvement and may be expended in like manner as the other portions of the fund.

13 **SECTION 330.** 236.21 (3) of the statutes is amended to read:

14 236.21 (3) CERTIFICATE OF TAXES PAID. A certificate of the clerk or treasurer of
15 the municipality or town in which the subdivision lies and a certificate of the
16 treasurer of the county, or comptroller of the county under s. 59.255, in which the
17 subdivision lies stating that there are no unpaid taxes or unpaid special assessments
18 on any of the lands included in the plat.

19 **SECTION 331.** 251.13 of the statutes is amended to read:

20 **251.13 City-county health department and multiple county health**
21 **department, joint funds.** For each multiple county or city-county health
22 department, a joint health department fund shall be created either in the treasurer's
23 or comptroller's, under s. 59.255, office where the principal office of the health
24 department is located or in the office of the city treasurer of a city within the health
25 department's jurisdiction, as determined by the local board of health. The treasurer

BILL

1 of each county and city, or county comptroller under s. 59.255 of a county,
2 participating in the health department shall annually pay or cause to be paid into
3 the fund the share of the county or city. This fund shall be expended by the treasurer
4 or comptroller in whose office the fund is kept in the manner prescribed by the local
5 board of health pursuant to properly authenticated vouchers of the health
6 department signed by the local health officer.

7 **SECTION 332.** 253.06 (4) (c) 2. of the statutes is amended to read:

8 253.06 (4) (c) 2. If a fine or forfeiture is imposed by a court of record, after a
9 determination by the court of the amount due, the clerk of the court shall collect and
10 transmit such amount to the county treasurer, or county comptroller under s. 59.255,
11 as provided in s. 59.40 (2) (m). The county treasurer shall then make payment to the
12 secretary of administration as provided in s. 59.25 (3) (f) 2. or the county comptroller
13 under s. 59.255 shall make payment to the secretary of administration under s.
14 59.255 (3) (f) 2.

15 **SECTION 333.** 281.43 (2) (a) 3. of the statutes is amended to read:

16 281.43 (2) (a) 3. If the service rendered does not come under the provisions of
17 subd. 1. or 2., the charges for the service shall be placed upon the tax roll of the
18 member governmental unit as a special tax upon each parcel of real estate benefited;
19 and when collected it shall be paid to the treasurer of the member governmental unit
20 or county comptroller under s. 59.255 of the county rendering the service. Where the
21 charges are to be extended on the tax roll under the provisions of this subdivision,
22 the clerk of the member governmental unit furnishing the service shall itemize the
23 statement showing separately the amount charged to each parcel of real estate
24 benefited.

25 **SECTION 334.** 299.93 (4) of the statutes is amended to read:

BILL**SECTION 334**

1 299.93 (4) The clerk of the court shall collect and transmit to the county
2 treasurer or county comptroller under s. 59.255 the environmental surcharge and
3 other amounts required under s. 59.40 (2) (m). The county treasurer shall then make
4 payment to the secretary of administration as provided in s. 59.25 (3) (f) 2. or the
5 county comptroller under s. 59.255 shall make payment to the secretary of
6 administration under s. 59.255 (3) (f) 2. The secretary of administration shall deposit
7 the amount of the surcharge in the environmental fund.

8 **SECTION 335.** 302.46 (1) (b) of the statutes is amended to read:

9 302.46 (1) (b) If a fine or forfeiture is imposed by a court of record, after a
10 determination by the court of the amount due for the jail surcharge, the clerk of the
11 court shall collect and transmit the jail surcharge to the county treasurer, or county
12 comptroller under s. 59.255, as provided in s. 59.40 (2) (n). The county treasurer shall
13 place the amount in the county jail fund as provided in s. 59.25 (3) (g) or the county
14 comptroller under s. 59.255 shall place the amount in the county jail fund under s.
15 59.255 (3) (g).

16 **SECTION 336.** 302.46 (1) (c) of the statutes is amended to read:

17 302.46 (1) (c) If a fine or forfeiture is imposed by a municipal court, after a
18 determination by the court of the amount due for the jail surcharge, the court shall
19 collect and transmit the jail surcharge to the county treasurer, or the county
20 comptroller under s. 59.255, under s. 800.10 (2). The county treasurer shall place the
21 amount in the county jail fund as provided in s. 59.25 (3) (g) and the county
22 comptroller under s. 59.255 shall place the amount in the county jail fund as provided
23 in s. 59.255 (3) (g).

24 **SECTION 337.** 302.46 (1) (d) of the statutes is amended to read:

BILL

1 302.46 (1) (d) If any deposit of bail is made for a noncriminal offense to which
2 this section applies, the person making the deposit shall also deposit a sufficient
3 amount to include the jail surcharge under this section for forfeited bail. If bail is
4 forfeited, the amount of the jail surcharge shall be transmitted to the county
5 treasurer or the county comptroller under s. 59.255 under this section. If bail is
6 returned, the jail surcharge shall also be returned.

7 **SECTION 338.** 303.08 (4) of the statutes is amended to read:

8 303.08 (4) Every prisoner who is gainfully employed or who receives
9 unemployment insurance or employment training benefits while in custody in the
10 jail, shall be liable for charges not to exceed the full per person maintenance and cost
11 of the prisoner's board in the jail as fixed by the county board after passage of an
12 appropriate county ordinance. If necessarily absent from jail at a meal time the
13 prisoner shall at the prisoner's request be furnished with an adequate nourishing
14 lunch to carry. The sheriff shall charge the prisoner's account for such board. If the
15 prisoner is gainfully self-employed the prisoner shall pay the sheriff for such board,
16 in default of which the prisoner's privilege under this section is automatically
17 forfeited. If the jail food is furnished directly by the county, the sheriff shall account
18 for and pay over such board payments to the county treasurer or the county
19 comptroller under s. 59.255. The county board may, by ordinance, provide that the
20 county furnish or pay for the transportation of prisoners employed or receiving
21 training under this section to and from the place of employment or training.

22 **SECTION 339.** 321.61 (1) (f) of the statutes is amended to read:

23 321.61 (1) (f) The person owning or having an interest in any property in
24 respect to which the order under par. (c) is made, or the person's agent or attorney,
25 may file a certified copy of the order of suspension with the county treasurer or the

BILL

1 county comptroller under s. 59.255 or with the city treasurer of cities authorized by
2 law to sell lands for the nonpayment of taxes as to the taxes and assessments. The
3 person shall file with the order an affidavit in triplicate, sworn to by the person or
4 agent or attorney, setting forth the name of the owner, the legal description of the
5 property, the type of property, when acquired, volume and page number where the
6 deed was recorded if acquired by deed, and the name of the estate if acquired by
7 descent, amount of delinquent taxes if any, and the names of the holders of any
8 outstanding mortgage, lien, or other encumbrance. Upon receipt of the filing, the
9 county treasurer or city treasurer shall record the order in the office of the register
10 of deeds of the county and file a copy in the office of the treasurer or comptroller, who
11 shall make proper notation that a person in federal active duty is the holder of the
12 legal title and has made application for special relief. The county treasurer or the
13 county comptroller under s. 59.255 or the city treasurer shall immediately forward
14 an additional copy of the order and affidavit to the office of the clerk of the town, city,
15 or village where the property is located, or if it is located in a city, authorized to sell
16 lands for nonpayment of its taxes, to the commissioner of assessments, who shall
17 make an appropriate notation in the records.

18 **SECTION 340.** 321.61 (1) (g) of the statutes is amended to read:

19 321.61 (1) (g) Any person seeking relief under this subsection, within 6 months
20 after termination of federal active duty, or the person's agent or attorney, or in case
21 of death of the person, the personal representative, surviving spouse, or heir, may
22 apply to the county treasurer of the county, or the comptroller under s. 59.255 of the
23 county, or the city treasurer of a city authorized by law to sell lands for the
24 nonpayment of taxes, where the property is located, for an agreement for scheduled
25 installment payments, covering the taxes accrued during the person's period of

BILL

1 federal active duty, provided that the taxes will be paid over a period of time equal
2 to a period no longer than twice the length of federal active duty of the person, in
3 equal periodic installments of not less than \$10, and subject to any other terms as
4 may be just and reasonable.

5 **SECTION 341.** 321.61 (1) (h) of the statutes is amended to read:

6 321.61 (1) (h) In the event the applicant defaults in the performance of any of
7 the provisions of the agreement, the treasurer or the county comptroller under s.
8 59.255 shall notify the applicant of the default and the amount and date due, by
9 written notice either served personally or by registered mail, return receipt
10 requested, to the address set forth in the application. If the defaulted payment is not
11 fully made within 10 days after service of the notice, then the treasurer or
12 comptroller, without further notice, may declare that the entire amount of the tax
13 subject to the scheduled installments is immediately due and payable and that the
14 agreement is terminated. The county treasurer or the county comptroller under s.
15 59.255 shall notify the register of deeds and the town, city, or village treasurer of the
16 termination, or if the city treasurer of cities authorized by law to sell lands for the
17 nonpayment of taxes, the latter shall notify the register of deeds, the county
18 treasurer or the county comptroller under s. 59.255, and the local officers and shall
19 make appropriate notations of the termination on their records. The county
20 treasurer or the county comptroller under s. 59.255, or city treasurer as to taxes of
21 cities authorized by law to sell land for the nonpayment of taxes, may without further
22 order of the court enforce the collection of such tax or assessment and sell such tax
23 certificates together with the penalties and interest as may have accrued on the
24 property from the date of default of the scheduled installment payment.

25 **SECTION 342.** 343.301 (5) of the statutes is amended to read:

BILL**SECTION 342**

1 343.301 (5) If the court enters an order under sub. (1g), the court shall impose
2 and the person shall pay to the clerk of court an ignition interlock surcharge of \$50.
3 The clerk of court shall transmit the amount to the county treasurer or the county
4 comptroller under s. 59.255.

5 **SECTION 343.** 345.28 (2) (a) of the statutes is amended to read:

6 345.28 (2) (a) A person charged with a nonmoving traffic violation may mail
7 the amount of the forfeiture to any of the places specified in s. 345.26 (1) or to a
8 violations bureau, or to the city, town or county clerk or treasurer or the county
9 comptroller under s. 59.255 if the traffic citation so provides. In that case, the
10 citation shall not be filed with or transmitted to court.

11 **SECTION 344.** 346.177 (4) of the statutes is amended to read:

12 346.177 (4) The clerk of the circuit court shall collect and transmit to the county
13 treasurer or the county comptroller under s. 59.255 the railroad crossing
14 improvement surcharge as required under s. 59.40 (2) (m). The county treasurer
15 shall then pay the secretary of administration as provided in s. 59.25 (3) (f) 2. or the
16 county comptroller under s. 59.255 shall then pay the secretary of administration as
17 provided in s. 59.255 (3) (f) 2. The secretary of administration shall deposit all
18 amounts received under this subsection in the transportation fund to be
19 appropriated under s. 20.395 (2) (gj).

20 **SECTION 345.** 346.495 (4) of the statutes is amended to read:

21 346.495 (4) The clerk of the circuit court shall collect and transmit to the county
22 treasurer or the county comptroller under s. 59.255 the railroad crossing
23 improvement surcharge as required under s. 59.40 (2) (m). The county treasurer
24 shall then pay the secretary of administration as provided in s. 59.25 (3) (f) 2. or the
25 county comptroller under s. 59.255 shall then pay the secretary of administration as

BILL

1 provided in s. 59.255 (3) (f) 2. The secretary of administration shall deposit all
2 amounts received under this subsection in the transportation fund to be
3 appropriated under s. 20.395 (2) (gj).

4 **SECTION 346.** 346.65 (4r) (d) of the statutes is amended to read:

5 346.65 (4r) (d) The clerk of the circuit court shall collect and transmit to the
6 county treasurer or the county comptroller under s. 59.255 the railroad crossing
7 improvement surcharge as required under s. 59.40 (2) (m). The county treasurer
8 shall then pay the secretary of administration as provided in s. 59.25 (3) (f) 2. or the
9 county comptroller under s. 59.255 shall then pay the secretary of administration as
10 provided in s. 59.255 (3) (f) 2. The secretary of administration shall deposit all
11 amounts received under this paragraph in the transportation fund to be
12 appropriated under s. 20.395 (2) (gj).

13 **SECTION 347.** 346.655 (2) (a) of the statutes is amended to read:

14 346.655 (2) (a) Except as provided in par. (b), the clerk of court shall collect and
15 transmit the amount under sub. (1) to the county treasurer, or the county comptroller
16 under s. 59.255, as provided in s. 59.40 (2) (m). The county treasurer shall then make
17 payment of 40 percent of the amount to the secretary of administration as provided
18 in s. 59.25 (3) (f) 2. or the county comptroller under s. 59.255 shall then make
19 payment of 40 percent of the amount to the secretary of administration as provided
20 in s. 59.255 (3) (f) 2.

21 **SECTION 348.** 346.655 (2) (b) of the statutes is amended to read:

22 346.655 (2) (b) If the forfeiture is imposed by a municipal court, the court shall
23 transmit the amount to the treasurer of the county, city, town, or village, or to the
24 county comptroller under s. 59.255, and that treasurer or comptroller shall make
25 payment of 40 percent of the amount to the secretary of administration as provided

BILL

1 in s. 66.0114 (1) (bm). The treasurer of the city, town, or village shall transmit the
2 remaining 60 percent of the amount to the treasurer of the county.

3 **SECTION 349.** 346.655 (3) of the statutes is amended to read:

4 346.655 (3) All moneys collected from the driver improvement surcharge that
5 are transmitted to the county treasurer or the county comptroller under s. 59.255
6 under sub. (2) (a) or (b), except the amounts that the county treasurer or comptroller
7 is required to transmit to the secretary of administration under sub. (2) (a) or (b),
8 shall be retained by the county treasurer or comptroller and disbursed to the county
9 department under s. 51.42 for services under s. 51.42 for drivers referred through
10 assessment.

11 **SECTION 350.** 349.04 (4) of the statutes is amended to read:

12 349.04 (4) The clerk of the circuit court shall collect and transmit to the county
13 treasurer or the county comptroller under s. 59.255 the truck driver education
14 surcharge as required under s. 59.40 (2) (m). The county treasurer shall then pay
15 the secretary of administration as provided in s. 59.25 (3) (f) 2. or the county
16 comptroller under s. 59.255 shall then pay the secretary of administration as
17 provided in s. 59.255 (3) (f) 2. The secretary of administration shall deposit all
18 amounts received under this subsection in the general fund to be credited to the
19 appropriation account under s. 20.292 (1) (hm).

20 **SECTION 351.** 350.115 (1) (d) of the statutes is amended to read:

21 350.115 (1) (d) The clerk of the court shall collect and transmit to the county
22 treasurer or the county comptroller under s. 59.255 the snowmobile registration
23 restitution surcharge and other amounts required under s. 59.40 (2) (m). The county
24 treasurer shall then make payment to the secretary of administration as provided

BILL

1 in s. 59.25 (3) (f) 2. or the county comptroller under s. 59.255 shall then pay the
2 secretary of administration as provided in s. 59.255 (3) (f) 2.

3 **SECTION 352.** 351.07 (1g) of the statutes is amended to read:

4 351.07 (1g) No person may file a petition for an occupational license under sub.
5 (1) unless he or she first pays a fee of \$40 to the clerk of the circuit court. The clerk
6 of the circuit court shall give the person a receipt and forward the fee to the county
7 treasurer or the county comptroller under s. 59.255. That treasurer shall pay 50%
8 of the fee to the secretary of administration under s. 59.25 (3) (m) and retain the
9 balance for the use of the county or the county comptroller shall pay 50 percent of the
10 fee to the secretary of administration under s. 59.255 (3) (m) and retain the balance
11 for the county.

12 **SECTION 353.** 605.23 (1) of the statutes is amended to read:

13 605.23 (1) PAYMENT FOR LOSSES. The manager shall determine within a
14 reasonable time any loss on insured property owned by a local governmental unit or
15 for which the unit is liable and promptly certify the amount to the department of
16 administration, which shall issue a warrant on the property fund payable to the
17 treasurer of the local governmental unit or the county comptroller under s. 59.255
18 for the amount of the loss less any applicable amounts under s. 605.03 (2) or (3).

19 **SECTION 354.** 753.061 (5) of the statutes is amended to read:

20 753.061 (5) The state shall reimburse the county for the costs of operating one
21 of the 2 circuit court branches designated under sub. (2m) that begin to primarily
22 handle violent crime cases on September 1, 1991, including the one-time cost of
23 courtroom construction. The costs reimbursable under this subsection shall be paid
24 by the secretary of administration to the county treasurer or the county comptroller
25 under s. 59.255 pursuant to a voucher submitted by the clerk of circuit court to the

BILL**SECTION 354**

1 director of state courts and shall be paid from the appropriation under s. 20.625 (1)
2 (as). The amount reimbursable under this subsection may not exceed \$383,100 in
3 the 1991-92 fiscal year and \$0 in the 1992-93 fiscal year.

4 **SECTION 355.** 753.07 (2) (a) of the statutes is amended to read:

5 753.07 (2) (a) The persons shall continue to receive salaries directly payable
6 from the state in the same amount as they were receiving on July 31, 1978, and such
7 salaries are subject to s. 40.05. The balance of the salaries authorized under ss.
8 230.12 and 751.02 for the judges and reporters shall be paid by the secretary of
9 administration to the county treasurer or the county comptroller under s. 59.255
10 pursuant to a voucher submitted by the clerk of circuit court to the director of state
11 courts. The county treasurer or the county comptroller under s. 59.255 shall pay the
12 amounts directly to the judges and reporters and the amounts paid are subject to the
13 retirement system established under chapter 201, laws of 1937.

14 **SECTION 356.** 753.07 (2) (b) of the statutes is amended to read:

15 753.07 (2) (b) The state shall pay to the county treasurer or the county
16 comptroller under s. 59.255 in the manner specified in par. (a) on behalf of the judges
17 and reporters the required employer contribution rate as provided under s. 40.05.
18 If the required employer contribution rate under the retirement system established
19 under chapter 201, laws of 1937 is greater than the required employer contribution
20 rate under s. 40.05, the state shall pay 50% of the difference to the county treasurer
21 or the county comptroller under s. 59.255. For future retirement benefits, these
22 judges and reporters shall be given the same consideration as other elected county
23 officials and county employees under the county's retirement system.

24 **SECTION 357.** 753.07 (3) (a) of the statutes is amended to read:

BILL

1 753.07 (3) (a) The salaries authorized under ss. 230.12 and 751.02 for the
2 judges and reporters shall be paid by the secretary of administration to the county
3 treasurer or the county comptroller under s. 59.255 pursuant to a voucher submitted
4 by the clerk of circuit court to the director of state courts. The county treasurer or
5 the county comptroller under s. 59.255 shall pay the amounts directly to the judges
6 and reporters and the amounts paid shall be subject to the retirement system
7 established under chapter 201, laws of 1937.

8 **SECTION 358.** 753.07 (3) (b) of the statutes is amended to read:

9 753.07 (3) (b) The state shall pay to the county treasurer or the county
10 comptroller under s. 59.255 in the manner specified in par. (a) on behalf of the judges
11 and reporters the required employer contribution rate as provided under s. 40.05.
12 If the required employer contribution rate under the retirement system established
13 under chapter 201, laws of 1937 is greater than the required employer contribution
14 rate under s. 40.05, the state shall pay 50% of the difference to the county treasurer
15 or the county comptroller under s. 59.255. For future retirement benefits, the judges
16 and reporters shall be given the same consideration as other elected county officials
17 and county employees under the county's retirement system. Reporters covered
18 under this subsection may be discharged only for cause and in connection therewith
19 shall be afforded the same rights to a hearing and appeal as employees in the
20 classified state service.

21 **SECTION 359.** 753.07 (4) of the statutes is amended to read:

22 753.07 (4) COURT PERSONNEL; OPTIONS. As state employees, county court judges,
23 county court reporters, and assistant county court reporters, as specified in sub. (1),
24 who are denominated or become circuit court judges and reporters on August 1, 1978,
25 and persons serving as circuit court judges and circuit court reporters for Milwaukee

BILL**SECTION 359**

1 County on July 31, 1978, shall have the option of remaining as participants under
2 county life and health insurance programs to the extent of their participation in such
3 programs on February 1, 1978. The secretary of administration shall semiannually
4 pay to the county treasurer or the county comptroller under s. 59.255, pursuant to
5 a voucher submitted by the clerk of circuit court to the director of state courts, an
6 amount equal to the state contribution for life and health insurance for other
7 comparable state employees. The county shall pay the cost of any premiums for life
8 and health insurance exceeding the sum of the state contribution and the employee
9 contribution as required under the county programs.

10 **SECTION 360.** 757.05 (1) (b) of the statutes is amended to read:

11 757.05 (1) (b) If a fine or forfeiture is imposed by a court of record, after a
12 determination by the court of the amount due, the clerk of the court shall collect and
13 transmit the amount to the county treasurer, or the county comptroller under s.
14 59.255, as provided in s. 59.40 (2) (m). The county treasurer shall then make
15 payment to the secretary of administration as provided in s. 59.25 (3) (f) 2. or the
16 county comptroller under s. 59.255 shall then pay the secretary of administration as
17 provided in s. 59.255 (3) (f) 2.

18 **SECTION 361.** 757.05 (1) (c) of the statutes is amended to read:

19 757.05 (1) (c) If a fine or forfeiture is imposed by a municipal court, after a
20 determination by the court of the amount due, the court shall collect and transmit
21 the amount to the treasurer of the county, city, town, or village, or to the county
22 comptroller under s. 59.255, and that treasurer or comptroller shall make payment
23 to the secretary of administration as provided in s. 66.0114 (1) (bm).

24 **SECTION 362.** 757.40 of the statutes is amended to read:

BILL

1 **757.40 Law library.** Any circuit judge may, whenever he or she deems it
2 desirable, purchase or direct the clerk of the circuit court for any county in his or her
3 circuit to purchase law books and subscribe for the periodical reports of any of the
4 courts of the several states or territories or of the United States, for any county in
5 his or her circuit, provided the cost of the books and reports, including pocket parts
6 and continuing services, shall not exceed \$1,500 for any county in one year, unless
7 the board of supervisors of the county authorizes the expenditure of a larger sum.
8 Whenever the purchase or subscription is made the clerk shall have each volume of
9 books received stamped or branded with the name of the county and take charge of
10 the same for the use of the courts, judges, attorneys and officers thereof. The cost of
11 the volumes shall be paid by the county treasurer or the county comptroller under
12 s. 59.255 upon the presentation to him or her of the accounts therefor, certified to by
13 the clerk of the circuit court and the circuit judge.

14 **SECTION 363.** 778.10 of the statutes is amended to read:

15 **778.10 Municipal forfeitures, how recovered.** All forfeitures imposed by
16 any ordinance or regulation of any county, town, city, or village, or of any other
17 domestic corporation may be sued for and recovered, under this chapter, in the name
18 of the county, town, city, village, or corporation. It is sufficient to allege in the
19 complaint that the defendant is indebted to the plaintiff in the amount of the
20 forfeiture claimed, specifying the ordinance or regulation that imposes it, plus costs,
21 fees, and surcharges imposed under ch. 814. If the ordinance or regulation imposes
22 a penalty or forfeiture for several offenses or delinquencies, the complaint shall
23 specify the particular offenses or delinquency for which the action is brought, with
24 a demand for judgment for the amount of the forfeiture, plus costs, fees, and
25 surcharges imposed under ch. 814. All moneys collected on the judgment shall be

BILL**SECTION 363**

1 paid to the treasurer of the county, town, city, village, or corporation, or the county
2 comptroller under s. 59.255, except that all jail surcharges imposed under ch. 814
3 shall be paid to the county treasurer or the county comptroller under s. 59.255.

4 **SECTION 364.** 778.13 of the statutes is amended to read:

5 **778.13 Forfeitures collected, to whom paid.** All moneys collected in favor
6 of the state for forfeiture, except the portion to be paid to any person who sues with
7 the state, plus costs, fees, and surcharges imposed under ch. 814, shall be paid by the
8 officer who collects the forfeiture, costs, fees, and surcharges to the treasurer of the
9 county, or the comptroller under s. 59.255 of the county, within which the forfeiture
10 was incurred within 20 days after its receipt. In case of any failure in the payment,
11 the county treasurer or the county comptroller under s. 59.255 may collect the
12 payment of the officer by action, in the name of the office and upon the official bond
13 of the officer, with interest at the rate of 12% per year from the time when it should
14 have been paid.

15 **SECTION 365.** 778.15 of the statutes is amended to read:

16 **778.15 Payment to county treasurer or comptroller.** On or before the first
17 Monday of February in each year every such town, village and city treasurer shall
18 pay to the treasurer of the county or the county comptroller under s. 59.255 all
19 moneys so collected by him or her accruing to the state, taking a receipt therefor; and
20 at the same time shall file with the county clerk of the county a statement, upon oath,
21 containing the names of the municipal judges of the town, village and city,
22 respectively, the amount of moneys so collected from each, the date of collection, the
23 name of the defendant in each case, the cause of action and date of the summons and
24 judgment.

25 **SECTION 366.** 778.16 of the statutes is amended to read:

BILL

1 **778.16 Neglect of duty.** The treasurer of any town, village or city who neglects
2 or refuses to perform any of the duties required by this chapter shall, upon
3 conviction, be punished by imprisonment in the county jail not less than 3 nor more
4 than 6 months or by fine not less than \$50 nor more than \$300, or both. The county
5 treasurer or the county comptroller under s. 59.255 shall forthwith bring an action
6 upon the bond of such treasurer, against the treasurer and sureties, for the recovery
7 of any moneys which he or she has neglected or refused to pay over as required by
8 this chapter.

9 **SECTION 367.** 778.17 of the statutes is amended to read:

10 **778.17 Statement to county board; payment to state.** Every county
11 treasurer or every county comptroller under s. 59.255 shall, on the first day of the
12 annual meeting of the county board, submit to it a verified statement of all moneys
13 received by the county treasurer or the county comptroller under s. 59.255 during the
14 year next preceding from town, village, and city treasurers under this chapter,
15 containing the names of such treasurers, the amount received from each, and the
16 date of receipt. The county clerk shall deduct all expenses incurred by the county in
17 recovering such forfeitures from the aggregate amount so received, and shall
18 immediately certify to the county treasurer or the county comptroller under s. 59.255
19 the amount of clear proceeds of such forfeitures, so ascertained, who shall pay the
20 same to the secretary of administration.

21 **SECTION 368.** 778.25 (10) of the statutes is amended to read:

22 **778.25 (10)** An officer collecting moneys for a forfeiture, plus costs, fees, and
23 surcharges imposed under ch. 814, under this section shall pay the same to the
24 appropriate municipal or county treasurer or the county comptroller under s. 59.255
25 within 20 days after their receipt by the officer, except that all jail surcharges

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1 imposed under ch. 814 shall be paid to the county treasurer or the county comptroller
2 under s. 59.255. If the officer fails to make timely payment, the municipal or county
3 treasurer or the county comptroller under s. 59.255 may collect the payment from the
4 officer by an action in the treasurer's or comptroller's name of office and upon the
5 official bond of the officer, with interest at the rate of 12% per year from the time
6 when it should have been paid.

7 **SECTION 369.** 778.26 (9) of the statutes is amended to read:

8 778.26 (9) An officer who collects a forfeiture, and costs, fees, and surcharges
9 imposed under ch. 814, under this section shall pay the money to the county
10 treasurer or the county comptroller under s. 59.255 within 20 days after its receipt.
11 If the officer fails to make timely payment, the county treasurer or the county
12 comptroller under s. 59.255 may collect the payment from the officer by an action in
13 the treasurer's or comptroller's name of office and upon the official bond of the officer,
14 with interest at the rate of 12% per year from the time when it should have been paid.

15 **SECTION 370.** 782.45 (1) of the statutes is amended to read:

16 782.45 (1) If an inmate of any public institution is brought into court in
17 response to a writ of habeas corpus or subpoena, the institution shall be reimbursed
18 for the time of the officer conducting the inmate and the actual and necessary
19 traveling expenses incurred in taking the inmate into court on the process and
20 returning the inmate to the institution. The superintendent of the institution shall
21 file with the clerk of the court a statement of the expenses. The clerk shall certify
22 the expenses to the county treasurer or the county comptroller under s. 59.255, who
23 shall pay to the superintendent of the institution the amount so certified, but in a
24 civil action, such expenses shall be paid by the party requesting the presence of the
25 inmate.

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1 **SECTION 371.** 812.24 (1) of the statutes is amended to read:

2 812.24 (1) Any creditor who violates s. 812.01 (3) or 812.02 (2) shall forfeit not
3 more than \$100 which forfeiture shall be paid to the county treasurer or the county
4 comptroller under s. 59.255.

5 **SECTION 372.** 814.60 (1) of the statutes is amended to read:

6 814.60 (1) In a criminal action, the clerk of circuit court shall collect a fee of
7 \$163 for all necessary filing, entering, or recording, to be paid by the defendant when
8 judgment is entered against the defendant. Of the fees received by the clerk of circuit
9 court under this subsection, the county treasurer or the county comptroller under s.
10 59.255 shall pay 93.87 percent to the secretary of administration for deposit in the
11 general fund and shall retain the balance for the use of the county.

12 **SECTION 373.** 814.61 (1) (a) of the statutes is amended to read:

13 814.61 (1) (a) Except as provided under pars. (c), (d), and (e), at the
14 commencement of all civil actions and special proceedings not specified in ss. 814.62
15 to 814.66, \$75. Of the fees received by the clerk under this paragraph, the county
16 treasurer or the county comptroller under s. 59.255 shall pay \$45 to the secretary of
17 administration for deposit in the general fund and shall retain the balance for the
18 use of the county. The secretary of administration shall credit \$15 of the \$45 to the
19 appropriation under s. 20.680 (2) (j).

20 **SECTION 374.** 814.61 (1) (b) of the statutes is amended to read:

21 814.61 (1) (b) Except as provided in pars. (c), (d) and (e), in addition to the fee
22 under par. (a), at the commencement of an action affecting the family as defined in
23 s. 767.001 (1), a fee of \$20 to be deposited by the county treasurer or the county
24 comptroller under s. 59.255 in a separate account to be used by the county exclusively
25 for the purposes specified in s. 767.405.

BILL

1 **SECTION 375.** 814.61 (3) of the statutes is amended to read:

2 814.61 (3) **THIRD-PARTY COMPLAINT.** When any defendant files a 3rd-party
3 complaint, the defendant shall pay a fee of \$45. The defendant shall pay only one
4 such \$45 fee in an action. Of the fees received by the clerk under this subsection, the
5 county treasurer or the county comptroller under s. 59.255 shall pay \$25 to the
6 secretary of administration for deposit in the general fund and shall retain the
7 balance for the use of the county. The secretary of administration shall credit \$5 of
8 the \$25 to the appropriation under s. 20.680 (2) (j).

9 **SECTION 376.** 814.61 (7) (a) of the statutes is amended to read:

10 814.61 (7) (a) Except as provided in par. (b), upon the filing of any petition
11 under s. 767.59 (1c) (a) or any motion, by either party, for the revision of a judgment
12 or order in an action affecting the family, \$30. No fee may be collected under this
13 paragraph for any petition or motion by either party for the revision of a judgment
14 or order involving child support, family support, or maintenance if both parties have
15 stipulated to the revision of the judgment or order. Of the fees received by the clerk
16 under this paragraph, the county treasurer or the county comptroller under s. 59.255
17 shall pay 50% to the secretary of administration for deposit in the general fund and
18 shall retain the balance for the use of the county.

19 **SECTION 377.** 814.61 (7) (b) of the statutes is amended to read:

20 814.61 (7) (b) Upon the filing of any petition, motion, or order to show cause
21 by either party under s. 767.451 or 767.481, \$50. No fee may be collected under this
22 paragraph for filing a petition, motion, or order to show cause for the revision of a
23 judgment or order for legal custody or physical placement if both parties have
24 stipulated to the revision of the judgment or order. Of the fees received by the clerk
25 under this paragraph, the county treasurer or the county comptroller under s. 59.255

BILL

1 shall pay 25% to the secretary of administration for deposit in the general fund,
2 retain 25% for the use of the county, and deposit 50% in a separate account to be used
3 by the county exclusively for the purposes specified in s. 767.405.

4 **SECTION 378.** 814.61 (8) (c) of the statutes is amended to read:

5 814.61 (8) (c) Of the fees received by the clerk under par. (am) 1., the county
6 treasurer or the county comptroller under s. 59.255 shall pay \$22.50 to the secretary
7 of administration for deposit in the general fund and shall retain the balance for the
8 use of the county. The secretary of administration shall credit \$5 of the \$22.50 to the
9 appropriation under s. 20.680 (2) (j).

10 **SECTION 379.** 814.61 (8) (d) of the statutes is amended to read:

11 814.61 (8) (d) Of the fees received by the clerk under par. (am) 2., the county
12 treasurer or the county comptroller under s. 59.255 shall pay \$30 to the secretary of
13 administration for deposit in the general fund and shall retain the balance for the
14 use of the county. The state treasurer shall credit \$5 of the \$30 to the appropriation
15 under s. 20.680 (2) (j).

16 **SECTION 380.** 814.615 (4) of the statutes is amended to read:

17 814.615 (4) The county treasurer or the county comptroller under s. 59.255
18 shall deposit fees collected under this section in a separate account for the exclusive
19 purpose of providing mediation services and studies under s. 767.405.

20 **SECTION 381.** 814.62 (1) of the statutes is amended to read:

21 814.62 (1) GARNISHMENT ACTIONS. The fee for commencing a garnishment action
22 under ch. 812, including actions under s. 799.01 (1) (d) 2., is \$20. Of the fees received
23 by the clerk under this subsection, the county treasurer or the county comptroller
24 under s. 59.255 shall pay \$12.50 to the secretary of administration for deposit in the
25 general fund and shall retain the balance for the use of the county. The secretary of

BILL**SECTION 381**

1 administration shall credit \$5 of the \$12.50 to the appropriation under s. 20.680 (2)
2 (j).

3 **SECTION 382.** 814.62 (3) (d) 2. of the statutes is amended to read:

4 814.62 (3) (d) 2. Of the fees received by the clerk under par. (a), the county
5 treasurer or the county comptroller under s. 59.255 shall pay \$11.80 to the secretary
6 of administration for deposit in the general fund and shall retain the balance for the
7 use of the county. The secretary of administration shall credit the \$11.80 to the
8 appropriation under s. 20.680 (2) (j).

9 **SECTION 383.** 814.62 (3) (d) 3. of the statutes is amended to read:

10 814.62 (3) (d) 3. Of the fees received by the clerk under par. (b), the county
11 treasurer or the county comptroller under s. 59.255 shall pay \$27.20 to the secretary
12 of administration for deposit in the general fund and shall retain the balance for the
13 use of the county. The secretary of administration shall credit \$10 of the \$27.20 to
14 the appropriation under s. 20.680 (2) (j).

15 **SECTION 384.** 814.63 (5) of the statutes is amended to read:

16 814.63 (5) Of the fees received by the clerk under sub. (1) (b), the county
17 treasurer or the county comptroller under s. 59.255 shall pay \$17.50 to the secretary
18 of administration for deposit in the general fund and shall retain the balance for the
19 use of the county. The secretary of administration shall credit \$5 of the \$17.50 to the
20 appropriation under s. 20.680 (2) (j).

21 **SECTION 385.** 814.66 (3) of the statutes is amended to read:

22 814.66 (3) The register in probate shall, on the first Monday of each month, pay
23 into the office of the county treasurer or the county comptroller under s. 59.255 all
24 fees collected by him or her and in his or her hands and still unclaimed as of that day.
25 Each county treasurer or each county comptroller under s. 59.255 shall make a report

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1 under oath to the secretary of administration on or before the 5th day of January,
2 April, July, and October of all fees received by him or her under sub. (1) (a) to (f) up
3 to the first day of each of those months and shall at the same time pay 66.67% of the
4 fees to the secretary of administration for deposit in the general fund. Each county
5 treasurer or each county comptroller under s. 59.255 shall retain the balance of fees
6 received by him or her under this section for the use of the county.

7 **SECTION 386.** 814.69 (1) (a) of the statutes is amended to read:

8 814.69 (1) (a) For a transcript under SCR 71.04, a fee at the rate of \$1.50 per
9 25-line page for the original and 50 cents per 25-line page for the duplicate. Except
10 as provided in s. 967.06 (3), the fee shall be paid by the county treasurer or the county
11 comptroller under s. 59.255 upon the certificate of the clerk of court.

12 **SECTION 387.** 814.85 (2) of the statutes is amended to read:

13 814.85 (2) The clerk shall pay the moneys collected under sub. (1) to the county
14 treasurer, or the county comptroller under s. 59.255, under s. 59.40 (2) (m). The
15 county treasurer shall pay those moneys to the secretary of administration under s.
16 59.25 (3) (p) or the county comptroller shall then pay the secretary of administration
17 as provided in s. 59.255 (3) (p).

18 **SECTION 388.** 814.86 (2) of the statutes is amended to read:

19 814.86 (2) The clerk shall pay the moneys collected under subs. (1) and (1m)
20 to the county treasurer, or the county comptroller under s. 59.255, under s. 59.40 (2)
21 (m). The county treasurer shall pay those moneys to the secretary of administration
22 under s. 59.25 (3) (p) or the county comptroller shall then pay the secretary of
23 administration as provided in s. 59.255 (3) (p).

24 **SECTION 389.** 885.08 of the statutes is amended to read:

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1 **885.08 State witnesses in criminal cases, how paid.** The fees of witnesses
2 on the part of the state in every criminal action or proceeding, and of every person
3 who is committed to jail in default of security for the person's appearance as a
4 witness, shall be paid by the county in which the action or proceeding is had. The
5 clerk of the court upon proof of the witness's or committed person's attendance, travel
6 or confinement shall give each such witness or person a certificate of the number of
7 days' attendance or confinement, the number of miles traveled, and the amount of
8 compensation due the witness or committed person, which certificate shall be
9 receipted for by such witness or person, and the county treasurer or the county
10 comptroller under s. 59.255 shall pay the amount thereof on surrender of the
11 certificate.

12 **SECTION 390.** 891.11 (1) of the statutes is amended to read:

13 891.11 (1) All books and files in the office of any county treasurer, county
14 comptroller under s. 59.255, or county clerk, all assessments and tax rolls and
15 certificates, all notices required to be published or posted by the county treasurer,
16 county comptroller under s. 59.255, or county clerk, and the proofs of publication or
17 posting filed in the office of ~~either~~ any of them, pursuant to any law relating to the
18 assessment or collection of taxes or to lands included in a tax certificate under s.
19 74.57, shall be received as presumptive evidence of the facts therein stated.

20 **SECTION 391.** 891.11 (2) of the statutes is amended to read:

21 891.11 (2) A transcript of so much of said books, files and records, as relates
22 to the assessment or sale for taxes of any parcel of land in any specified year or years
23 shall be received in evidence with the same effect as the originals and as presumptive
24 evidence of the facts stated in such certificate, when certified in substantially the
25 following form:

BILL

1 I hereby certify that the annexed and foregoing is a true and correct transcript
2 of all books, records, papers, files and proceedings of every name and nature on file
3 or of record in my office relating in any wise to the assessment of taxes upon or to the
4 sale for taxes of the following described lands situated in the county of, state
5 of Wisconsin, for the year (or years) A.D., and of the whole thereof. In testimony
6 whereof I have hereunto set my hand this day of, A.D.

7 County Clerk (or Treasurer, or Comptroller under s. 59.255) of County.

8 **SECTION 392.** 938.275 (2) (d) of the statutes is amended to read:

9 938.275 (2) (d) Reimbursement payments shall be made to the clerk of courts
10 of the county where the proceedings took place. Each payment shall be transmitted
11 to the county treasurer or the county comptroller under s. 59.255, who shall deposit
12 25% of the amount paid for state-provided counsel in the county treasury and
13 transmit the remainder to the secretary of administration. Payments transmitted
14 to the secretary of administration shall be deposited in the general fund and credited
15 to the appropriation account under s. 20.550 (1) (L). The county treasurer or the
16 county comptroller under s. 59.255 shall deposit 100% of the amount paid for
17 county-provided counsel in the county treasury.

18 **SECTION 393.** 938.34 (8d) (b) of the statutes is amended to read:

19 938.34 (8d) (b) The clerk of court shall collect and transmit the amount to the
20 county treasurer, or the county comptroller under s. 59.255, under s. 59.40 (2) (m).
21 The county treasurer shall then make payment to the secretary of administration
22 under s. 59.25 (3) (f) 2. or the county comptroller under s. 59.255 shall then make
23 payment to the secretary of administration as provided in s. 59.255 (3) (f) 2.

24 **SECTION 394.** 961.41 (5) (b) of the statutes is amended to read:

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1 961.41 (5) (b) The clerk of the court shall collect and transmit the amount to
2 the county treasurer, or the county comptroller under s. 59.255, as provided in s.
3 59.40 (2) (m). The county treasurer shall then make payment to the secretary of
4 administration as provided in s. 59.25 (3) (f) 2. or the county comptroller under s.
5 59.255 shall then make payment to the secretary of administration as provided in
6 s. 59.255 (3) (f) 2.

7 **SECTION 395.** 969.13 (4) of the statutes is amended to read:

8 969.13 (4) Notice of the order of forfeiture under sub. (1) shall be mailed
9 forthwith by the clerk to the defendant and the defendant's sureties at their last
10 addresses. If the defendant does not appear and surrender to the court within 30
11 days from the date of the forfeiture and within such period the defendant or the
12 defendant's sureties do not satisfy the court that appearance and surrender by the
13 defendant at the time scheduled for the defendant's appearance was impossible and
14 without the defendant's fault, the court shall upon motion of the district attorney
15 enter judgment for the state against the defendant and any surety for the amount
16 of the bail and costs of the court proceeding. Proceeds of the judgment shall be paid
17 to the county treasurer or the county comptroller under s. 59.255. The motion and
18 such notice of motion as the court prescribes may be served on the clerk who shall
19 forthwith mail copies to the defendant and the defendant's sureties at their last
20 addresses.

21 **SECTION 396.** 971.37 (1m) (c) 1. b. of the statutes is amended to read:

22 971.37 (1m) (c) 1. b. The clerk of circuit court shall collect the amount due from
23 the person and transmit it to the county treasurer or the county comptroller under
24 s. 59.255.

25 **SECTION 397.** 973.042 (4) of the statutes is amended to read:

BILL

1 973.042 (4) After determining the amount due, the clerk of court shall collect
2 and transmit the amount to the county treasurer, or the county comptroller under
3 s. 59.255, under s. 59.40 (2) (m). The county treasurer shall then make payment to
4 the secretary of administration under s. 59.25 (3) (f) 2. or the county comptroller
5 under s. 59.255 shall then make payment to the secretary of administration as
6 provided in s. 59.255 (3) (f) 2.

7 **SECTION 398.** 973.043 (2) of the statutes is amended to read:

8 973.043 (2) After determining the amount due, the clerk of court shall collect
9 and transmit the amount to the county treasurer, or the county comptroller under
10 s. 59.255, under s. 59.40 (2) (m). The county treasurer shall then make payment to
11 the secretary of administration under s. 59.25 (3) (f) 2. or the county comptroller
12 under s. 59.255 shall then make payment to the secretary of administration as
13 provided in s. 59.255 (3) (f) 2.

14 **SECTION 399.** 973.045 (2) of the statutes is amended to read:

15 973.045 (2) After the clerk determines the amount due, the clerk of court shall
16 collect and transmit the amount to the county treasurer, or the county comptroller
17 under s. 59.255, under s. 59.40 (2) (m). The county treasurer shall then make
18 payment to the secretary of administration under s. 59.25 (3) (f) 2. or the county
19 comptroller under s. 59.255 shall then make payment to the secretary of
20 administration as provided in s. 59.255 (3) (f) 2.

21 **SECTION 400.** 973.046 (2) of the statutes is amended to read:

22 973.046 (2) After the clerk of court determines the amount due, the clerk shall
23 collect and transmit the amount to the county treasurer, or the county comptroller
24 under s. 59.255, under s. 59.40 (2) (m). The county treasurer shall then make
25 payment to the secretary of administration under s. 59.25 (3) (f) 2. or the county

BILL**SECTION 400**

1 comptroller under s. 59.255 shall then make payment to the secretary of
2 administration as provided in s. 59.255 (3) (f) 2.

3 **SECTION 401.** 973.055 (2) (a) of the statutes is amended to read:

4 973.055 (2) (a) If the surcharge is imposed by a court of record, after the court
5 determines the amount due, the clerk of the court shall collect and transmit the
6 amount to the county treasurer, or the county comptroller under s. 59.255, as
7 provided in s. 59.40 (2) (m). The county treasurer shall then make payment to the
8 secretary of administration as provided in s. 59.25 (3) (f) 2. or the county comptroller
9 under s. 59.255 shall then make payment to the secretary of administration as
10 provided in s. 59.255 (3) (f) 2.

11 **SECTION 402.** 973.055 (2) (b) of the statutes is amended to read:

12 973.055 (2) (b) If the surcharge is imposed by a municipal court, after a
13 determination by the court of the amount due, the court shall collect and transmit
14 the amount to the treasurer of the county, city, town, or village, and that treasurer
15 shall make payment to the secretary of administration as provided in s. 66.0114 (1)
16 (bm).

17 **SECTION 403.** 973.06 (1) (g) of the statutes is amended to read:

18 973.06 (1) (g) An amount equal to 10% of any restitution ordered under s.
19 973.20, payable to the county treasurer or the county comptroller under s. 59.255 for
20 use by the county.

21 **SECTION 404.** 978.12 (5) (c) 1. of the statutes is amended to read:

22 978.12 (5) (c) 1. The salaries authorized under this section for the district
23 attorney and the state employees of the office of district attorney shall be paid by the
24 secretary of administration to the county treasurer or the county comptroller under
25 s. 59.255 pursuant to a voucher submitted by the district attorney to the department

BILL

1 of administration. The county treasurer or the county comptroller under s. 59.255,
2 shall pay the amounts directly to the district attorney and state employees of the
3 office of district attorney and the amounts paid shall be subject to the retirement
4 system established under chapter 201, laws of 1937.

5 **SECTION 405.** 978.12 (5) (c) 2. of the statutes is amended to read:

6 978.12 (5) (c) 2. The state shall pay to the county treasurer or the county
7 comptroller under s. 59.255 in the manner specified in subd. 1. on behalf of the
8 district attorney and state employees of the office of the district attorney the required
9 employer contribution rate as provided under ch. 40 or the required employer
10 contribution rate under chapter 201, laws of 1937, whichever rate is less. The county
11 shall pay any portion of the required employer contribution rate not covered by the
12 state payment. For future retirement benefits, the district attorney and state
13 employees of the office of district attorney shall be given the same consideration as
14 other elected county officials and county employees under the county's retirement
15 system.

16 **SECTION 406.** 978.13 (1) (b) of the statutes is amended to read:

17 978.13 (1) (b) In counties having a population of ~~500,000~~ 750,000 or more, the
18 salary and fringe benefit costs of 2 clerk positions providing clerical services to the
19 prosecutors in the district attorney's office handling cases involving felony violations
20 under ch. 961. The secretary of administration shall pay the amount authorized
21 under this subsection to the county ~~treasurer~~ comptroller under s. 59.255 pursuant
22 to a voucher submitted by the district attorney to the department of administration
23 from the appropriation under s. 20.475 (1) (i).

24 **SECTION 407.** 978.13 (1) (c) of the statutes is amended to read:

BILL

1 978.13 (1) (c) In counties having a population of ~~500,000~~ 750,000 or more, the
2 salary and fringe benefit costs of clerk positions in the district attorney's office
3 necessary for the prosecution of violent crime cases primarily involving felony
4 violations under s. 939.63, if a felony is committed while armed, and under ss. 940.01
5 to 940.03, 940.05, 940.06, 940.225, 943.23 (1g), and 943.32 (2). The secretary of
6 administration shall pay the amount authorized under this subsection to the county
7 ~~treasurer~~ comptroller under s. 59.255 pursuant to a voucher submitted by the
8 district attorney to the secretary of administration from the appropriation under s.
9 20.475 (1) (i).

10 **SECTION 408.** 978.13 (1) (d) of the statutes is amended to read:

11 978.13 (1) (d) In counties having a population of ~~500,000~~ 750,000 or more, the
12 salary and fringe benefit costs of 2 clerk positions providing clerical services to the
13 prosecutors in the district attorney's office handling cases involving the unlawful
14 possession or use of firearms. The secretary of administration shall pay the amount
15 authorized under this subsection to the county ~~treasurer~~ comptroller under s. 59.255
16 from the appropriation under s. 20.475 (1) (i) pursuant to a voucher submitted by the
17 district attorney to the department of administration.

18 **SECTION 409.** 985.065 (2) (d) of the statutes is amended to read:

19 985.065 (2) (d) Each bid shall be accompanied by a certificate of the county
20 ~~treasurer~~ or the county comptroller under s. 59.255, that the bidder has deposited
21 with the county treasurer or the county comptroller under s. 59.255 a United States
22 bond, corporate surety bond or certified check in the sum of \$500, or the cash deposit
23 of a like amount, conditioned that said bidder will, if successful, enter into a contract
24 as provided in the resolution of said board or invitation for such bids. The county
25 clerk shall on the date named in said invitation for bids, in the presence of the

BILL

1 committee on printing and stationery of said board, open all such proposals and enter
2 upon his or her minutes a record thereof, all of which shall be reported to the board
3 at its next meeting, together with the recommendations of said committee. The said
4 board shall thereupon consider such proposals and by its resolution designate and
5 award such advertising and printing to the lowest bidder or to the lower bidder based
6 upon a rate per thousand of average daily circulation in such county, or said board
7 may award such publication and printing to the lowest bidder and also to the lowest
8 bidder per thousand of average daily circulation as aforesaid, or said board may
9 award any division or classification of such publication and printing made under the
10 provisions hereof, to the lowest bidder and award the remaining division or divisions,
11 or classification, to the lowest bidder per thousand of circulation aforesaid. If the
12 board elects to print its proceedings in pamphlet form only, the invitation for bids and
13 the award may be made to the lowest responsible bidder, at a rate per standard line,
14 or per page, or such other basis as the board determines.

15 **SECTION 410.** 992.08 of the statutes is amended to read:

16 **992.08 Evidence as to county lands; minors.** Whenever in any action it is
17 material to any party to show that the title to any tract of land is vested in any county,
18 under chapter 132 of the general laws of 1866, by having been bid in for such county
19 for 5 successive years on sales for taxes and that the tract remains unredeemed, the
20 statement of such sales made by the county treasurer or the county comptroller
21 under s. 59.255, or the record of such statement in the book kept for that purpose in
22 the treasurer's or comptroller's office, or the certificates of such sales executed by the
23 treasurer or comptroller to the county shall be prima facie evidence of the regularity
24 of the tax proceedings from and including the valuation of any such tract of land up
25 to and inclusive of the sale thereof and of the existence of all conditions precedent in

BILL**SECTION 410**

1 any way affecting the validity of such sales, or requisite to make the title of such land
2 absolutely vest in the county in which the same is situate. This section does not apply
3 to any such lands if it appears that they were owned at the time of the sales by minors
4 or individuals who were adjudicated incompetent or mentally ill or were under
5 guardianship.

6 **SECTION 411. Nonstatutory provisions.**

7 (1) (a) If any individual serves as the comptroller of a county with a population
8 of 750,000 or more on the effective date of this subsection, he or she may continue as
9 an employee of the county in the office of the comptroller of that county upon the
10 election and qualification of the individual who is elected under section 59.20 (2) (am)
11 of the statutes under the terms of his or her employment that exists on the effective
12 date of this subsection.

13 (b) If any individual other than the individual to whom paragraph (a) applies
14 serves as an employee in the office of the comptroller of a county with a population
15 of 750,000 or more on the effective date of this subsection, to the extent that his or
16 her tenure is not covered by a civil service ordinance, he or she may continue to be
17 employed in that office upon the election and qualification of the individual who is
18 elected under section 59.20 (2) (am) of the statutes subject to the approval of the
19 person so elected.

20 (END)



State of Wisconsin
2011 - 2012 LEGISLATURE

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1 AN ACT *to amend* 59.20 (3) (a) and 59.47 (1); and *to create* 59.20 (2) (am), 59.21
2 (1) (j), 59.255 and 59.42 (2) (b) 5. of the statutes; **relating to:** creating the office
3 of county comptroller for Milwaukee County.

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Analysis by the Legislative Reference Bureau

This bill creates the elective office of comptroller in any county with a population of at least 750,000 (currently only Milwaukee County). The comptroller is to be chosen every four years in the ~~general~~ ^{Spring} election, beginning in 2012. An individual must be a licensed or certified public accountant to hold the office of comptroller. Many of the duties and responsibilities of a comptroller as created in this bill are similar to the duties and responsibilities of a city comptroller as specified in current law.

Under the bill, the comptroller is the chief financial officer of the county, the administrator of the county's financial affairs, and the person who oversees all of the county's debt. The comptroller is required to provide the county board and executive with a fiscal note for all proposed legislation and to report, on a regular basis, on the condition of the county's funds, and claims that are payable. He or she must also prepare and distribute an annual certified statement about the receipts and disbursements from each county fund in the preceding fiscal year. Also on an annual basis, the comptroller must prepare and distribute to the board and the executive a five-year financial condition forecast for the county.

At least monthly, the comptroller must examine the county treasurer's accounts. The comptroller is required to perform all audit functions related to county

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government and, upon request, provide the board or executive with a fiscal analysis on any matter affecting the county. Generally under the bill, the comptroller is required to countersign all contracts with the county, and no contract is valid until it is countersigned.

For further information see the *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:

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1 SECTION 1. 59.20 (2) (am) of the statutes is created to read:

2 59.20 (2) (am) Beginning in 2012 and quadrennially thereafter, a comptroller
3 shall be chosen at the ~~annual~~^{spring} election by the electors of each county having a
4 population of 750,000 or more for the term of 4 years. The regular term of office of
5 each comptroller shall commence on the ~~first Monday in January~~^{3rd Tuesday in April} next succeeding his
6 or her election and shall continue 4 years and until his or her successor qualifies.

7 SECTION 2. 59.20 (3) (a) of the statutes is amended to read:

8 59.20 (3) (a) Every sheriff, clerk of the circuit court, register of deeds, treasurer,
9 comptroller, register of probate, clerk and county surveyor shall keep his or her office
10 at the county seat in the offices provided by the county or by special provision of law;
11 or if there is none, then at such place as the board directs. The board may also require
12 any elective or appointive county official to keep his or her office at the county seat
13 in an office to be provided by the county. All such officers shall keep their offices open
14 during the usual business hours of any day except Sunday, as the board directs. With
15 proper care, the officers shall open to the examination of any person all books and
16 papers required to be kept in his or her office and permit any person so examining
17 to take notes and copies of such books, records, papers or minutes therefrom except
18 as authorized in par. (c) and ss. 19.36 (10) to (12) and 19.59 (3) (d) or under ch. 69.

19 SECTION 3. 59.21 (1) (j) of the statutes is created to read:

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1 59.21 (j) Comptroller, not less than \$5,000 nor more than \$20,000 with not
2 less than 3 sureties.

3 **SECTION 4.** 59.255 of the statutes is created to read:

INS 3-4

4 **59.255 COMPTROLLER. (1) ELIGIBILITY.** ~~No person may hold the office of~~
5 ~~comptroller unless he or she is a certified public accountant licensed or certified~~
6 ~~under ch. 442.~~

7 **(2) DUTIES AND RESPONSIBILITIES.** (a) The comptroller is the chief financial
8 officer of the county, and the administrator of the county's financial affairs. The
9 comptroller shall oversee all of the county's debt.

INS 3-4

10 d (b) Each month, at the board's first meeting, the comptroller shall report to the
11 board and the county executive, in writing, the condition of the county's outstanding
12 contracts and of each of the county's funds and the claims payable from the funds.
13 The comptroller shall also file with the the county executive and the board each year
14 on or before October 1 a certified and detailed statement of the receipts and
15 disbursements on account of each fund of the county during the preceding fiscal year,
16 specifying the source of each receipt and the object of each disbursement, and also
17 an estimate of the receipts and disbursements for the current fiscal year.

18 *del* (c) The comptroller shall countersign all contracts with the county if ~~the~~
19 ~~he or she determines that the county has, or will have, the~~ necessary funds ~~have been provided~~ to pay the liability that may ~~be~~ incurred under
20 the contract. No contract is valid until so countersigned. *the county*

21 *for* (d) At least monthly the comptroller shall examine the treasurer's accounts as
22 reported and as kept, and shall report to the county executive and board as to their
23 correctness and as to any violation by the treasurer of the treasurer's duty in the
24 manner of keeping accounts or disbursing moneys.

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Handwritten initials and a circled number 9.

1 (e) Whenever requested to do so by the county executive or board, the
2 comptroller shall provide an independent fiscal analysis of any matter affecting the
3 county, and shall provide the county executive and board with a fiscal note for all
4 proposed legislation.

5 (f) *Handwritten initials "e g h"* Annually, the comptroller shall prepare a written 5-year financial condition
6 forecast for the county, which shall be distributed to the county executive and the
7 board.

8 (g) The comptroller shall perform all audit functions related to county
9 government. The comptroller shall also have the duties and all the powers *and responsibilities* conferred
10 upon the clerk as auditor under s. 59.47 (1), and shall perform any additional duties
11 and shall have any additional powers as are imposed and conferred upon him or her
12 from time to time by resolution adopted by the board.

13 (h) *Handwritten initials "e g h"* The comptroller shall administer and oversee all shared services contracts.

14 (i) *Handwritten initials "e g k"* The comptroller may in writing, filed in the office of the clerk, appoint a
15 deputy who shall act under the comptroller's direction and in the comptroller's
16 absence or disability, or in case of a vacancy shall perform the comptroller's duties.
17 The deputy shall receive such compensation as the board provides. The acts of a
18 deputy shall be covered by official bond as the board directs.

19 **SECTION 5.** 59.42 (2) (b) 5. of the statutes is created to read:

20 59.42 (2) (b) 5. Review and countersign all contracts to verify that the contracts
21 comply with all statutes, rules, ordinances, and the county's ethics policy. This
22 subdivision applies only in a county with a population of 750,000 or more.

23 **SECTION 6.** 59.47 (1) of the statutes is amended to read:

24 (1) In every county, except as provided in s. 59.255 (2) (g), the clerk shall
25 act as auditor, unless a separate office of county auditor is created as provided in sub.

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1 (2), and, when directed by resolution of the board, shall examine the books and
2 accounts of any county officer, board, commission, committee, trustees or other
3 officer or employee entrusted with the receipt, custody or expenditure of money, or
4 by or on whose certificate any funds appropriated by the board are authorized to be
5 expended, whether compensated for services by fees or by salary, and all original bills
6 and vouchers on which moneys have been paid out and all receipts of moneys
7 received by them. The clerk shall have free access to such books, accounts, bills,
8 vouchers and receipts as often as may be necessary to perform the duties required
9 under this subsection and he or she shall report in writing the results of the
10 examinations to the board.

11 (END)

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1 b., 973.042 (4), 973.043 (2), 973.045 (2), 973.046 (2), 973.055 (2) (a), 973.055 (2)
 2 (b), 973.06 (1) (g), 978.12 (5) (c) 1., 978.12 (5) (c) 2., 978.13 (1) (b), 978.13 (1) (c),
 3 978.13 (1) (d), 985.065 (2) (d) and 992.08; and **to create** 59.001 (2e), 59.20 (2)
 4 (a) 2., 59.20 (2) (am), 59.21 (1) (j), 59.25 (1) (b), 59.254, 59.255, 59.42 (2) (b) 5.
 5 and 63.03 (2) (jm) of the statutes; **relating to:** renaming the office of county
 6 treasurer in Milwaukee County, creating the elective office of county
 7 comptroller for Milwaukee County, transferring the duties of the Milwaukee
 8 County treasurer to that elective office, and expanding the duties and
 9 responsibilities of that office.

Analysis by the Legislative Reference Bureau

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This bill renames the office of treasurer in any county with a population of at least 750,000 (presently only Milwaukee County) comptroller, and creates the elective office of comptroller in any such county. The comptroller is to be chosen every four years in the general election, beginning in 2012. An individual must be a licensed or certified public accountant, or must have a master's degree or doctorate degree in accounting or finance, to hold the office of comptroller. Upon the election and qualification of the comptroller, the duties and responsibilities of the Milwaukee County treasurer are transferred to the comptroller. The comptroller is also given additional duties and responsibilities under the bill. The term of the current elective treasurer runs until approximately January 2013. The current comptroller, who is not elected, may continue as a county employee in the office of the elected comptroller under his or her current terms of employment. To the extent that he or she is not covered by a civil service ordinance, any employee in the current office of comptroller may continue in office subject to the approval of the elected comptroller.

Under the bill, the comptroller is the chief financial officer of the county, the administrator of the county's financial affairs, and the person who oversees all of the county's debt. The comptroller is required to provide the county board and executive with a fiscal note for all proposed legislation and to report, on a regular basis, on the condition of the county's funds, and claims that are payable. He or she must also prepare and distribute an annual certified statement about the receipts and disbursements from each county fund in the preceding fiscal year. Also on an annual basis, the comptroller must prepare and distribute to the board and the executive a five-year financial condition forecast for the county.

The comptroller is required to perform all audit functions related to county government and, upon request, provide the board or executive with a fiscal analysis on any matter affecting the county. Generally under the bill, the comptroller is

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1 59.25 (3) (b) Pay out all moneys belonging to the county only on the order of the
 2 board, signed by the clerk and countersigned by the chairperson, except when special
 3 provision for the payment thereof is otherwise made by law; and, ~~except in counties~~
 4 ~~having a population of 500,000 or more,~~ pay out all moneys belonging to the county
 5 road and bridge fund on the written order of the county commissioner of highways,
 6 signed by the clerk and countersigned by the chairperson of the board.

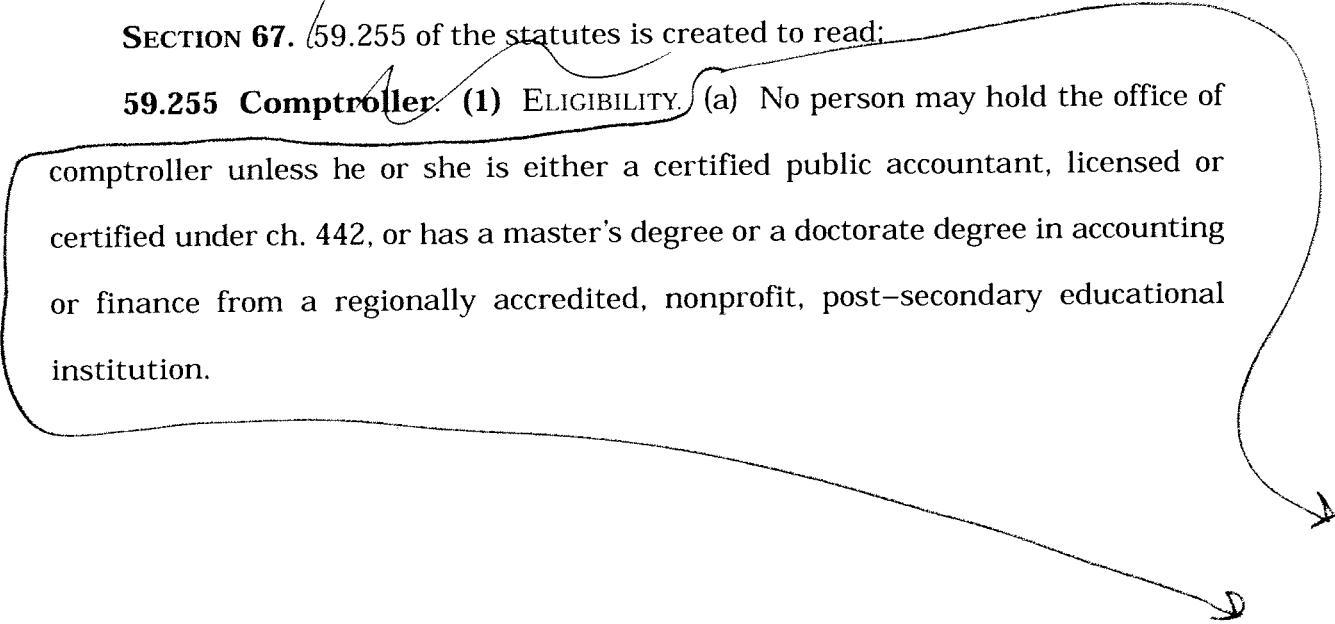
7 **SECTION 66.** 59.254 of the statutes is created to read:

8 **59.254 Legislative findings; 2011 Wisconsin Act ... (this act).** The
 9 legislature finds that a county with a population of 750,000 or more needs an
 10 individual to serve as the chief financial officer of the county and administer the
 11 county's financial affairs. This position requires expertise in accounting or finance.
 12 The legislature further finds that this need may best be achieved by renaming the
 13 office of county treasurer, in a county with a population of 750,000 or more, county
 14 comptroller, by transferring all of the duties and responsibilities of the treasurer to
 15 the elective office of county comptroller, and by enhancing the duties and
 16 responsibilities of this position beyond what are currently the duties and
 17 responsibilities of the county treasurer.

18 **SECTION 67.** 59.255 of the statutes is created to read:

19 **59.255 Comptroller. (1) ELIGIBILITY.** (a) No person may hold the office of
 20 comptroller unless he or she is either a certified public accountant, licensed or
 21 certified under ch. 442, or has a master's degree or a doctorate degree in accounting
 22 or finance from a regionally accredited, nonprofit, post-secondary educational
 23 institution.

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(b) No person holding the office of sheriff, undersheriff, circuit judge, district attorney, clerk of the circuit court, clerk, or member of the board shall be eligible to hold the office of comptroller or deputy comptroller.

(c) This section applies only to a county with a population of 750,000 or more.

~~(2) RESPONSIBILITIES; DEPUTIES; OATH; SALARY; TEMPORARY VACANCY.~~ (a) The comptroller is the chief financial officer of the county, and the administrator of the county's financial affairs. The comptroller shall oversee all of the county's debt.

INS
3-9
P. 10/12

(b) The comptroller shall appoint one deputy to aid the comptroller, under the comptroller's direction, in the discharge of the duties of the office of comptroller. A deputy appointed under this paragraph may be removed only for just cause. The appointment shall be in writing and shall be filed and recorded in the comptroller's office. Such deputy, in the absence of the comptroller from the comptroller's office or in case of a vacancy in said office or any disability of the comptroller to perform the duties of the office of comptroller, unless another is appointed therefor as provided in par. (c), shall perform all of the duties of the office of comptroller until such vacancy is filled or such disability is removed. The person so appointed shall take and file the official oath. The person shall file his or her appointment with the clerk. The board may, at its annual meeting or at any special meeting, provide a salary for the deputy.

(c) If any comptroller is incapable of discharging the duties of the office of comptroller, the county executive shall appoint a person, subject to confirmation by the board, comptroller who shall serve until such disability is removed. A person so appointed or appointed to fill a vacancy in the office of comptroller, upon giving an official bond with like sureties as are required of such comptroller, shall perform all

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1 the duties of such office, and thereupon the powers and duties of any deputy
2 performing the duties of the last comptroller shall cease.

3 **(3) DUTIES.** The comptroller shall do all of the following:

4 (a) Receive all moneys from all sources belonging to the county, and all other
5 moneys which by statute or county ordinance are directed to be paid to the
6 comptroller.

7 (b) Pay out all moneys belonging to the county only on the order of the board,
8 signed by the clerk and countersigned by the chairperson, except when special
9 provision for the payment thereof is otherwise made by law.

10 (c) Pay all county orders described in par. (b) in the order of time in which they
11 are presented for payment; but where 2 or more are presented at the same time, give
12 precedence to the order of the oldest date, but the comptroller shall receive of
13 municipal treasurers all county orders issued in the county, which the municipal
14 treasurers may present in payment of county taxes, to the amount of the county taxes
15 actually collected by any municipal treasurer in the year for which the orders are
16 offered in payment, which amount shall be determined by the affidavit of the
17 municipal treasurer.

18 (d) Keep a true and correct account of the receipt and expenditure of all moneys
19 which come into the comptroller's hands by virtue of the comptroller's office in books
20 kept therefor, specifying the date of every receipt or payment, the person from or to
21 whom the same was received or paid, and the purpose of each particular receipt or
22 payment; keep also in like manner a separate account of all fees received, a separate
23 account of all moneys received for taxes, and a separate account of money received
24 upon redemption of lands from sales thereof for nonpayment of taxes, further
25 specifying in the 2 last accounts the description of the property on account of which

Barman, Mike

From: Smith, Heather
Sent: Tuesday, October 25, 2011 9:28 AM
To: LRB.Legal
Subject: Draft Review: LRB 11-2157/5 Topic: Create the office of comptroller for Milwaukee County

Sorry it's a rush!!

Please Jacket LRB 11-2157/5 for the SENATE.