

2017 DRAFTING REQUEST**Assembly Amendment (AA-AB1033)**For: **Robin Vos (608) 266-9171**Drafter: **chanaman**

By:

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Date: **3/22/2018**

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Same as LRB:

Submit via email: **YES**Requester's email: **Rep.Vos@legis.wisconsin.gov**Carbon copy (CC) to: **Melinda.Johns@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Payment to persons charged with a serious crime

Instructions:

No specific instructions given

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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/1			dwalker 3/22/2018	dwalker 3/22/2018	

FE Sent For:

<END>



State of Wisconsin
2017 - 2018 LEGISLATURE

LRBa2560/1
MLJ:klm&amn
a 2606/1

ASSEMBLY AMENDMENT,
TO ASSEMBLY BILL 1031

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✓
Page 1, line 2: after "enforcement" insert
"and payment to persons charged with a
SERIOUS crime".

1 At the locations indicated, amend the bill as follows:

2 1. Page 1, line 4: before that line insert:

3 "SECTION 1m. 20.455 (5) (i) of the statutes is amended to read:

4 20.455 (5) (i) *Victim compensation, inmate payments.* All moneys received
5 under s. ss. 303.06 (2) and (3) and 949.165 for the administration of subch. I of ch.
6 949 and for crime victim compensation payments or services."

7 2. Page 2, line 5: after that line insert:

8 "SECTION 2c. 949.165 (4) (a) 1. of the statutes is repealed.

9 SECTION 2d. 949.165 (4) (a) 2. of the statutes is amended to read:

10 949.165 (4) (a) 2. ~~Second~~ First priority for payments to satisfy money
11 judgments under sub. (6).

12 SECTION 2e. 949.165 (4) (a) 3. of the statutes is amended to read:

1 949.165 (4) (a) 3. ~~Third~~ Second priority for reimbursement, recoupment and
2 restitution payments under sub. (7).

3 **SECTION 2f.** 949.165 (5) of the statutes is repealed.

4 **SECTION 2g.** 949.165 (6) (title) of the statutes is amended to read:

5 949.165 (6) (title) ~~SECOND~~ FIRST PRIORITY PAYMENTS; SATISFACTION OF MONEY
6 JUDGMENTS.

7 **SECTION 2h.** 949.165 (7) (title) of the statutes is amended to read:

8 949.165 (7) (title) ~~THIRD~~ SECOND PRIORITY PAYMENTS; LEGAL FEES AND RESTITUTION.

9 **SECTION 2i.** 949.165 (8) (intro.) and (a) of the statutes are consolidated,
10 renumbered 949.165 (8) and amended to read:

11 949.165 (8) PAYMENT TO ACCUSED OR CONVICTED PERSON. ~~If either of the following~~
12 ~~conditions occur, the~~ The department shall pay all of the remaining moneys in an
13 escrow account to the accused or convicted person: ~~(a) The~~ if the charges against the
14 person are dismissed with prejudice or the person is found not guilty of the serious
15 crime charged.

16 **SECTION 2j.** 949.165 (8) (b) of the statutes is repealed.

17 **SECTION 2k.** 949.165 (10m) of the statutes is created to read:

18 949.165 (10m) REMAINING FUNDS. If 3 years have elapsed from the date of the
19 establishment of the escrow account and no civil actions seeking money judgments
20 are pending against the defendant, the department shall transfer all remaining
21 moneys to the appropriation under s. 20.455 (5) (i) for crime victim compensation.

22 **SECTION 2m. Initial applicability.**

1 (1) The treatment of section 949.165 (4) (a) 1. to 3., (5), (6) (title), (7) (title), (8)
2 (intro.), (a), and (b), and (10m) of the statutes first applies to moneys held in escrow
3 by the department of justice on January 1, 2018.”.

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(END)