

State of Wisconsin



2015 Assembly Bill 522

Date of enactment: **February 29, 2016**

Date of publication*: **March 1, 2016**

2015 WISCONSIN ACT 164

AN ACT *to amend* 20.410 (1) (gf), 302.33 (2) (a) 3. and 304.074 (2) of the statutes; **relating to:** reimbursement of counties and tribal governing bodies for probationers, parolees, and persons on extended supervision who are placed with the county or body pending disposition of revocation proceedings.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 20.410 (1) (gf) of the statutes is amended to read:

20.410 (1) (gf) *Probation, parole, and extended supervision.* The amounts in the schedule for probation, parole, and extended supervision and, as provided in s. 302.33 (2) (a) 3., for the reimbursement of counties and tribal governing bodies for the maintenance of persons placed in jails or facilities pending disposition of revocation proceedings. All moneys received from vendors under s. 301.08 (1) (c) 4. and from fees charged under s. 304.074 (2) shall be credited to this appropriation account.

SECTION 2. 302.33 (2) (a) 3. of the statutes is amended to read:

302.33 (2) (a) 3. After verification by the department, it shall reimburse the county or tribal governing body at a rate of \$36 per person per day prior to January 1, 1993, and \$40 per person per day thereafter, subject to the conditions in subds. 1. and 2. Any amount not paid under s. 20.410 (1) (bn) shall be paid under s. 20.410 (1) (gf) using any amount remaining in that appropriation account after

the department pays all costs incurred for probation, parole, and extended supervision. If the amount amounts provided under s. 20.410 (1) (bn) and (gf) for any fiscal year is are insufficient to provide complete reimbursement at that rate, the department shall prorate the payments under this subdivision to counties or tribal governing bodies for that fiscal year. The department shall not reimburse a county or tribal governing body unless that county or tribal governing body informs the department of the amount of reimbursement to which it is entitled under this subsection no later than September 1 of the fiscal year following the fiscal year for which reimbursement is requested.

SECTION 3. 304.074 (2) of the statutes, as affected by 2015 Wisconsin Act 55, is amended to read:

304.074 (2) The department shall charge a reasonable fee as determined by the department to probationers, parolees, and persons on extended supervision to partially reimburse the department for the costs of providing supervision and services and, as provided under s. 302.33 (2) (a) 3., to reimburse counties and tribal governing bodies. The department shall collect moneys for the fees charged under this subsection and credit those moneys to the appropriation account under s. 20.410 (1) (gf).

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

SECTION 4. Effective date.

(1) This act takes effect on the first day of the 5th month beginning after publication.
