



State of Wisconsin
2011 - 2012 LEGISLATURE

September 2011 Special Session



LRBa1940/1
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**SENATE AMENDMENT 3,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO SENATE BILL 14**

November 2, 2011 – Offered by Senators TAYLOR, VINEHOUT, RISSER, MILLER and S. COGGS.

1 At the locations indicated, amend the substitute amendment as follows:
2 **1.** Page 1, line 3: before that line insert:
3 “**SECTION 1d.** 93.06 (1z) of the statutes is amended to read:
4 93.06 (1z) INTEREST ON OVERDUE SERVICE FEES. Establish an interest rate for, and
5 charge interest on, an overdue payment for fees for any service rendered under sub.
6 (1m), (1p), (1r) or (1w). The department may charge interest on an overdue payment
7 beginning on the day after the payment due date that is stated on the fee invoice sent
8 to a recipient of such service. The department shall state the interest rate charged
9 for an overdue payment on the fee invoice, and may charge the recipient of the service
10 not more than that rate on an overdue payment. An interest rate established under
11 this subsection may not exceed the amount of the interest rate under s. 814.04 (4)
12 **(b).**”.

1 **2.** Page 1, line 3: delete “**SECTION 1**” and substitute “**SECTION 1f**”.

2 **3.** Page 1, line 3: after “statutes is” insert “renumbered 807.01 (4) (a) and”.

3 **4.** Page 1, line 4: delete “If” and substitute “(a) If Except as provided in par.
4 (b), if”.

5 **5.** Page 1, line 11: after that line insert:

6 “**SECTION 1m.** 807.01 (4) (b) of the statutes is created to read:

7 807.01 (4) (b) If, in an action commenced by or on behalf of this state, there is
8 an offer of settlement by the state under this section which is not accepted and the
9 state recovers a judgment which is greater than or equal to the amount specified in
10 the offer of settlement, the state is entitled to interest at the annual rate of 12 percent
11 on the amount recovered from the date of the offer of settlement until the amount is
12 paid. Interest under this paragraph is in lieu of interest computed under ss. 814.04
13 (4) and 815.05 (8).”.

14 **6.** Page 2, line 1: after “statutes is” insert “renumbered 814.04 (4) (a) and”.

15 **7.** Page 2, line 2: after “(4)” insert “(a)”.

16 **8.** Page 2, line 2: delete “INTEREST ON VERDICT.”.

17 **9.** Page 2, line 2: after “provided in” insert “par. (b) and”.

18 **10.** Page 2, line 7: after that line insert:

19 “**SECTION 2m.** 814.04 (4) (b) of the statutes is created to read:

20 814.04 (4) (b) If the judgment is for the recovery of money in an action
21 commenced by or on behalf of this state and in which the state prevails, interest at
22 the rate of 12 percent per year from the time of verdict, decision or report until
23 judgment is entered shall be computed by the clerk and added to the costs.”.

1 **11.** Page 2, line 8: after “statutes is” insert “renumbered 815.05 (8) (a) and”.

2 **12.** Page 2, line 9: after “**(8)**” insert “(a)”.

3 **13.** Page 2, line 9: after “provided in” insert “par. (b) and”.

4 **14.** Page 2, line 14: after that line insert:

5 “**SECTION 3m.** 815.05 (8) (b) of the statutes is created to read:

6 815.05 **(8)** (b) An execution upon a judgment for the recovery of money in an
7 action commenced by or on behalf of this state and in which the state prevails shall
8 direct the collection of interest at an annual rate of 12 percent on the amount
9 recovered from the date of the entry of the judgment until it is paid.”.

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(END)