DOA:......Bong, BB0284 – Crime Victim Compensation Hearings

## FOR 2015-2017 BUDGET -- NOT READY FOR INTRODUCTION

AN ACT ...; **relating to:** the budget.

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### *Analysis by the Legislative Reference Bureau*
### COURTS AND PROCEDURE

#### OTHER COURTS AND PROCEDURE

Current law requires the Division of Hearings and Appeals (DHA) to appoint hearing examiners to make findings and orders in crime victim compensation contested cases. In addition, current law requires DHA to appoint hearing examiners to make findings and orders in contested cases in which a health care provider that conducted an examination to gather evidence regarding a sex offense is seeking compensation. For both of these types of contested cases, initial decisions are issued by DOJ.

This bill repeals the requirement that DHA conduct these hearings. However, DOJ would retain the option to contract with DHA to provide hearing services for those cases, as is permitted under current law upon the request of any agency that is not prohibited from contracting with a third party for contested case hearing services.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

**SECTION 1.**  227.03 (2) of the statutes is amended to read:

227.03 **(2)**  Except as provided in s̶.̶ ss. 108.105, 949.11, and 949.31, only the provisions of this chapter relating to rules are applicable to matters arising out of s. 66.191, 1981 stats., s. 40.65 (2), 289.33, 303.07 (7) or 303.21 or subch. II of ch. 107 or ch. 102, 108, or 949.

**SECTION 2.**  949.11 (2) of the statutes is repealed.

**SECTION 3.**  949.31 (2) of the statutes is repealed.

**SECTION 9326. Initial applicability; Justice.**

(1)  CRIME VICTIM AND SEXUAL ASSAULT FORENSIC EXAMINATION COMPENSATION HEARINGS.  The treatment of sections 949.11 (2) and 949.31 (2) of the statutes first applies to hearings commenced on the effective date of this subsection.

**(END)**