



## WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

**2009 Assembly Bill 830**

**Assembly Amendment 1**

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### **2009 Assembly Bill 830**

**2009 Assembly Bill 830** (the bill) allows a sheriff to collect an administrative fee of up to \$25 for the following purposes:

- To cover the costs of fingerprinting a person who has requested that he or she be fingerprinted, such as for employment purposes.
- To cover the costs of conducting administrative actions after a person is arrested or otherwise detained, including fingerprinting and photographing the person, entering data on the person, gathering indentifying information from the person, and filing information about the person.

The fee is payable immediately or is payable from any institutional account the person has while incarcerated. Also, the county shall return the fee to the person who was arrested or otherwise detained if the person pays the fee but either: (1) the person is not charged with a crime; (2) the person is acquitted; or (3) the charges are dismissed.

### **Assembly Amendment 1**

Under **Assembly Amendment 1** (AA1), if a person who was arrested or otherwise detained was unable to pay the sheriff's administrative fee, when the person is sentenced the fee shall be paid to the court either immediately or at a time specified by the court. If the fee remains unpaid after the specified time, the court may issue a judgment or order to collect the fee.

**Legislative History**

On April 12, 2010, Representative Garthwaite introduced AA1. On April 13, 2010, the Assembly Committee on Urban and Local Affairs held an executive session. The committee voted to recommend adoption of AA1 by a vote of Ayes, 8; Noes, 0; and Absent, 1; and to recommend passage of the bill, as amended, by a vote of Ayes, 6; Noes, 2; and Absent, 1.

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