



**SENATE AMENDMENT 1,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2001 SENATE BILL 19**

March 13, 2001 - Offered by Senator BAUMGART.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 2, line 5: after that line insert:

3 **“SECTION 1g.** 165.755 (1) (b) of the statutes is amended to read:

4 165.755 (1) (b) A court may not impose the crime laboratories and drug law
5 enforcement assessment under par. (a) for a violation of s. 101.123 (2) (a), (am) 1., (ar)
6 or (bm) or (5) (b) or for a violation of a state law or municipal or county ordinance
7 involving a nonmoving traffic violation, a headlamp violation under s. 347.065 (1),
8 or a safety belt use violation under s. 347.48 (2m).

9 **SECTION 1r.** 302.46 (1) (a) of the statutes is amended to read:

10 302.46 (1) (a) On or after October 1, 1987, if a court imposes a fine or forfeiture
11 for a violation of state law or for a violation of a municipal or county ordinance except
12 for a violation of s. 101.123 (2) (a), (am) 1., (ar) or (bm) or (5) or state laws or municipal

1 or county ordinances involving nonmoving traffic violations, headlamp violations
2 under s. 347.065 (1), or safety belt use violations under s. 347.48 (2m), the court, in
3 addition, shall impose a jail assessment in an amount of 1% of the fine or forfeiture
4 imposed or \$10, whichever is greater. If multiple offenses are involved, the court
5 shall determine the jail assessment on the basis of each fine or forfeiture. If a fine
6 or forfeiture is suspended in whole or in part, the court shall reduce the jail
7 assessment in proportion to the suspension.”.

8 **2.** Page 6, line 11: after that line insert:

9 “**SECTION 15.** 757.05 (1) (a) of the statutes is amended to read:

10 757.05 (1) (a) Whenever a court imposes a fine or forfeiture for a violation of
11 state law or for a violation of a municipal or county ordinance except for a violation
12 of s. 101.123 (2) (a), (am) 1., (ar) or (bm) or (5) or state laws or municipal or county
13 ordinances involving nonmoving traffic violations, headlamp violations under s.
14 347.065 (1), or safety belt use violations under s. 347.48 (2m), there shall be imposed
15 in addition a penalty assessment in an amount of 23% of the fine or forfeiture
16 imposed. If multiple offenses are involved, the penalty assessment shall be based
17 upon the total fine or forfeiture for all offenses. When a fine or forfeiture is suspended
18 in whole or in part, the penalty assessment shall be reduced in proportion to the
19 suspension.

20 **SECTION 16.** 814.63 (1) (c) of the statutes is amended to read:

21 814.63 (1) (c) This subsection does not apply to an action for a violation of s.
22 101.123 (2) (a), (am) 1., (ar) or (bm) or (5), a headlamp violation under s. 347.065 (1),
23 or a safety belt use violation under s. 347.48 (2m).

24 **SECTION 17.** 814.63 (2) of the statutes is amended to read:

1 814.63 (2) Upon the disposition of a forfeiture action in circuit court for
2 violation of a county, town, city, village, town sanitary district or public inland lake
3 protection and rehabilitation district ordinance, except an action for a headlamp
4 violation under s. 347.065 (1) or a safety belt use violation under s. 347.48 (2m), the
5 county, town, city, village, town sanitary district or public inland lake protection and
6 rehabilitation district shall pay a nonrefundable fee of \$5 to the clerk of circuit court.

7 **SECTION 18.** 814.634 (1) (a) of the statutes is amended to read:

8 814.634 (1) (a) Except for an action for a headlamp violation under s. 347.065
9 (1) or a safety belt use violation under s. 347.48 (2m), the clerk of circuit court shall
10 charge and collect a \$40 court support services fee from any person, including any
11 governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a),
12 (3) or (8) (am) or 814.63 (1).

13 **SECTION 19.** 814.635 (1) of the statutes is amended to read:

14 814.635 (1) Except for an action for a headlamp violation under s. 347.065 (1)
15 or a safety belt use violation under s. 347.48 (2m), the clerk of circuit court shall
16 charge and collect a \$9 justice information system fee from any person, including any
17 governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a),
18 (3) or (8) (am), 814.62 (1), (2) or (3) (a) or (b) or 814.63 (1). The justice information
19 system fee is in addition to the other fees listed in this section.

20 **SECTION 20.** 814.65 (1) of the statutes is amended to read:

21 814.65 (1) COURT COSTS. In a municipal court action, except an action for
22 violation of an ordinance in conformity with s. 347.065 (1) or 347.48 (2m), the
23 municipal judge shall collect a fee of not less than \$15 nor more than \$23 on each
24 separate matter, whether it is on default of appearance, a plea of guilty or no contest,
25 on issuance of a warrant or summons or the action is tried as a contested matter. Of

1 each fee received by the judge under this subsection, the municipal treasurer shall
2 pay monthly \$5 to the state treasurer for deposit in the general fund and shall retain
3 the balance for the use of the municipality.”.

4 (END)