



**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2009 ASSEMBLY BILL 344**

September 30, 2009 – Offered by Representative SHERMAN.

1 **AN ACT** *to create* 814.52 of the statutes; **relating to:** costs of transporting by
2 ferry an arrested person.

Analysis by the Legislative Reference Bureau

Under current law, a person who is subject to a fine or forfeiture for violating a state law or local ordinance is also subject to a variety of court costs, fees, and surcharges.

Under this substitute amendment, if when a person is arrested he or she is transported by ferry after the ferry's usual hours of operation, the person must reimburse the law enforcement agency that incurred the costs of transporting the person by ferry.

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

3 **SECTION 1.** 814.52 of the statutes is created to read:
4 **814.52 Transport costs.** (1) If a law enforcement agency requests a ferry
5 provider to operate beyond its usual hours of operation to transport an arrested

1 person to a jail or other facility, the law enforcement agency shall be reimbursed for
2 the costs it incurs to pay for the ferry transport pursuant to sub. (2).

3 **(2)** In any civil or criminal action or proceeding, if a circuit court enters a
4 judgment against a defendant who was the subject of a ferry transport described in
5 sub. (1), the clerk of circuit court shall collect costs in an amount equal to the costs
6 incurred by a law enforcement agency under sub. (1). When judgment is entered
7 against the defendant, the defendant shall pay the costs and the clerk of circuit court
8 shall pay the law enforcement agency that requested the transport.

9 **(END)**