



State of Wisconsin  
2015 - 2016 LEGISLATURE

LRBs0250/1  
CMH:kjf

**SENATE SUBSTITUTE AMENDMENT 1,  
TO SENATE BILL 389**

January 21, 2016 - Offered by Senator MARKLEIN.

1     **AN ACT to amend** 20.410 (1) (gf), 302.33 (2) (a) 3. and 304.074 (2) of the statutes;  
2             **relating to:** reimbursement of counties and tribal governing bodies for  
3             probationers, parolees, and persons on extended supervision who are placed  
4             with the county or body pending disposition of revocation proceedings.

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

5             **SECTION 1.** 20.410 (1) (gf) of the statutes is amended to read:

6             20.410 (1) (gf) *Probation, parole, and extended supervision.* The amounts in the  
7             schedule for probation, parole, and extended supervision and, as provided in s.  
8             302.33 (2) (a) 3., for the reimbursement of counties and tribal governing bodies for  
9             the maintenance of persons placed in jails or facilities pending disposition of  
10            revocation proceedings. All moneys received from vendors under s. 301.08 (1) (c) 4.  
11            and from fees charged under s. 304.074 (2) shall be credited to this appropriation  
12            account.

1           **SECTION 2.** 302.33 (2) (a) 3. of the statutes is amended to read:

2           302.33 (2) (a) 3. After verification by the department, it shall reimburse the  
3 county or tribal governing body at a rate of ~~\$36 per person per day prior to January~~  
4 ~~1, 1993, and \$40 per person per day thereafter~~, subject to the conditions in subds. 1.  
5 and 2. Any amount not paid under s. 20.410 (1) (bn) shall be paid under s. 20.410  
6 (1) (gf) using any amount remaining in that appropriation account after the  
7 department pays all costs incurred for probation, parole, and extended supervision.  
8 If the ~~amount~~ amounts provided under s. 20.410 (1) (bn) and (gf) for any fiscal year  
9 is are insufficient to provide complete reimbursement at that rate, the department  
10 shall prorate the payments under this subdivision to counties or tribal governing  
11 bodies for that fiscal year. The department shall not reimburse a county or tribal  
12 governing body unless that county or tribal governing body informs the department  
13 of the amount of reimbursement to which it is entitled under this subsection no later  
14 than September 1 of the fiscal year following the fiscal year for which reimbursement  
15 is requested.

16           **SECTION 3.** 304.074 (2) of the statutes, as affected by 2015 Wisconsin Act 55,  
17 is amended to read:

18           304.074 (2) The department shall charge a reasonable fee as determined by the  
19 department to probationers, parolees, and persons on extended supervision to  
20 partially reimburse the department for the costs of providing supervision and  
21 services and, as provided under s. 302.33 (2) (a) 3., to reimburse counties and tribal  
22 governing bodies. The department shall collect moneys for the fees charged under  
23 this subsection and credit those moneys to the appropriation account under s. 20.410  
24 (1) (gf).

25           **SECTION 4. Effective date.**

