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**WISCONSIN LEGISLATIVE COUNCIL  
AMENDMENT MEMO**

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**2003 Assembly Bill 613**

**Assembly Substitute  
Amendment 1**

*Memo published:* March 12, 2004

*Contact:* Mary Offerdahl, Staff Attorney (266-2230) and  
Don Dyke, Chief of Legal Services (266-0292)

*Current law* permits a county or municipality to certify to the Department of Revenue (DOR) certain debts owed to it by a person. If the debt remains uncollected and, in the case of a parking citation, if the debtor has not contested the citation within 20 days after receiving notice, the DOR must set off the debt against the person's income tax refund. "Debt" is defined as the following:

- A parking citation of at least \$20 that is unpaid and for which there has been no court appearance by the date specified in the citation or, if no date is specified, that is unpaid for at least 28 days.
- An unpaid fine, fee, restitution, or forfeiture of at least \$20.

*Assembly Substitute Amendment 1* adds to this definition of "debt" the following:

- Any other debt that is at least \$20, except debt related to property taxes, if the debt has been reduced to a judgment or the municipality or county to which the debt is owed has provided the debtor reasonable notice and an opportunity to be heard with regards to the debt.

**Legislative History**

Representatives Jeff Stone and Tony Staskunas offered Assembly Substitute Amendment 1 on March 10, 2004. On the same day, the Assembly adopted the substitute amendment and passed 2003 Assembly Bill 613, as amended. Also on the same day, the Senate Committee on Homeland Security, Veterans and Military Affairs and Government Reform recommended concurrence by a vote of Ayes, 5; Noes, 0.

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