



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2015 Assembly Bill 663

Assembly Amendment 1

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2015 ASSEMBLY BILL 663

2015 Assembly Bill 663 makes a variety of changes to the way restitution owed to crime victims is collected. Generally, the bill makes the following changes:

- Provides that any garnishment order to collect unpaid restitution remains in place until the restitution is paid in full.
- Prohibits the Department of Corrections (DOC) from collecting a fee from probationers, parolees, and persons on extended supervision to partially reimburse DOC for its costs in providing supervision and other services unless all restitution payments due from the person have been paid by the time the fee is collected.
- Provides that if a defendant fails to make restitution payment in full within the time period ordered by the court, or if the defendant is delinquent in making payments toward restitution as ordered, the clerk of courts or DOC may certify to the Department of Revenue the amount of restitution owed, and DOR may withhold that amount from any state tax refund the defendant receives.
- Provides that if a defendant sentenced to prison is ordered to pay restitution, the court order must require the defendant to authorize DOC to collect, from the defendant's wages and prisoner's account, an amount or a percentage DOC determines is reasonable for payment to victims.
- Requires DOC and each clerk of court that collects restitution to annually submit a report to the Legislature that specifies the following, for each fiscal year:
 - The total amounts of restitution ordered for DOC and each clerk of court to collect.

- The amount of the fee DOC and each clerk of court collects to offset administrative expenses for collecting restitution.
- The amounts of restitution collected by DOC and by the clerk of court and dispersed to victims.

ASSEMBLY AMENDMENT 1

Assembly Amendment 1 delays the bill's effective date until July 1, 2016.

BILL HISTORY

Representative Hutton offered Assembly Amendment 1 on February 8, 2016. On February 9, 2016, the Assembly adopted Assembly Amendment 1 on a voice vote and passed the bill, as amended on a vote of Ayes, 94; Noes, 3.

MQ:jal