1999 SENATE BILL 240

September 28, 1999 – Introduced by Senators BAUMGART and ROSENZWEIG, cosponsored by Representatives GUNDERSON, MUSSER, HASENOHRL and SHERMAN. Referred to Committee on Judiciary and Consumer Affairs.

1 AN ACT *to amend* 799.01 (1) (c), 799.01 (1) (d) (intro.) and 799.01 (2); and *to*

2 *create* 799.01 (1) (e) of the statutes; **relating to:** raising the dollar limit for

3 small claims actions.

Analysis by the Legislative Reference Bureau

Under current law, the small claims procedure, which is much less formal than other circuit court procedures, is limited to certain types of actions, such as evictions, and to actions in which the amount in dispute is $5,000 or less. This bill raises that amount to $10,000 on July 1, 2000, to $15,000 on July 1, 2004, and to $20,000 on July 1, 2008.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

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

4 SECTION 1. 799.01 (1) (c) of the statutes is amended to read:

5 799.01 **(1)** (c) *Replevins.* Actions for replevin under ss. 810.01 to 810.13 where

6 the value of the property claimed does not exceed $5,000 $10,000. Beginning on July

7 1, 2004, the maximum value of the property claimed may not exceed $15,000.

1   Beginning on July 1, 2008, the maximum value of the property claimed may not

2   exceed $20,000.

3   **SECTION 2.** 799.01 (1) (d) (intro.) of the statutes is amended to read:

4   799.01 **(1)** (d) *Other civil actions.* (intro.) Other civil actions where the amount

5   claimed is $5,000 $10,000 or less, if the actions or proceedings are:

6   **SECTION 3.** 799.01 (1) (e) of the statutes is created to read:

7   799.01 **(1)** (e) *Other civil actions; increased amount claimed.* Beginning on July

8   1, 2004, the maximum amount claimed under par. (d) may not exceed $15,000.

9   Beginning on July 1, 2008, the maximum amount claimed under par. (d) may not

10   exceed $20,000.

11   **SECTION 4.** 799.01 (2) of the statutes is amended to read:

12   799.01 **(2)** PERMISSIVE USE OF SMALL CLAIMS PROCEDURE. A taxing authority may

13   use the procedure in this chapter in an action to recover a tax from a person liable

14   for that tax where the amount claimed, including interest and penalties, is $5,000

15   $10,000 or less. Beginning on July 1, 2004, the maximum amount claimed may not

16   exceed $15,000. Beginning on July 1, 2008, the maximum amount claimed may not

17   exceed $20,000. This chapter is not the exclusive procedure for those actions.

18   **SECTION 5. Initial applicability.**

19   (1) This act first applies to actions commenced on the effective date of this

20   subsection.

21   **SECTION 6. Effective date.**

22   (1) This act takes effect on July 1, 2000.

23   **(END)**