

DRAFT

Public Protection and Judiciary, Fines and Fees Subcommittee

Broad Recommendations:

1. Work with county staff -- DOA, HS, COC, FCC, Sheriff, Corp Counsel (?)-- to develop a uniform waiver form that can be used across services. That incorporates all agency needs and can be submitted everywhere.
2. Create a uniform policy for when fees are waived and when someone can qualify for a payment plan if they do not qualify for fee waivers
--ensure education of consumers on what that uniform process is-- what they need to do to request a fee waiver, what they need to do to request a payment plan
3. Ask agencies to collect racial data on who is being paid / assessed fees
4. Develop a countywide minimum dollar threshold that triggers pursuing the debt
--have an internal uniform process, more than a phone message and a letter, on contacting someone before it is sent to collections
5. Ask State to allow fee waiver / broad flexibility by Judges and the court system to determine waiver of state assessed fees
6. Have Dane County share its process and framework on how we are working to address fines and fees.
--how can we partner with state government and other counties / municipalities to get them to address fines and fees

Agency Specific Recommendations:

Family Court Counseling:

1. Eliminate fee for lower income brackets
2. Uniform fee waiver process, clear factors to consider
3. stop taking people to court hearing for failure to pay

Child Support / Corporation Counsel:

1. Eliminate / Reduce of Genetic Testing Fee

Juvenile Court:

1. Eliminated in 2020 Res 267

District Attorney:

1. Eliminated in 2020 OA 42

Sheriff Department:

TBD

Next steps:

Request a New Version of Committee-- Deeper Dive of Impacts of Fines and Fees beyond Dane County:

1. What happens when people cannot afford the fines and fees that they are being assessed?

--loss of services?

--loss of driver's license?

2. Look at Fines and Fees on the municipal level throughout Dane County.

--What are the Cities of Madison, Fitchburg, Sun Prairie, Middleton, Stoughton doing?

--What is UW doing?

--What is happening in Municipal Courts?

--what is the detrimental impact if these fines and fees are not paid?

3. Conduct Public Outreach / Public Hearings -- to learn about impact of any governmental issued Fines and Fees on Dane County Residents

Resolutions:

2019 Res 507-- establishing the subcommittee

2020 Res 267-- Discontinuing Juvenile Justice Fees

2020 OA 42-- Eliminating Deferred Prosecution and First Offenders Fees

FAMILY COURT SERVICES

FEE INFORMATION PRESENTED 3-10-2021

FCS

FEES CHARGED FOR THE FOLLOWING SERVICES

- Parent Education
- Repeat Mediation
- Extended Mediation
- Study
- Brief Focused Assessment (BFA)
- Copy fees

FCS FEES SET BY DANE COUNTY ORDINANCE

- <https://www.countyofdane.com/documents/pdf/ordinances/ch062-01-31-20.pdf>
- Under miscellaneous fees
62.13

PARENT EDUCATION

NO CLASSES 3/2020 THROUGH 8/2020 DUE TO COVID-19

\$40.00 FEE ASSESSED FOR EACH PARENT, REPEAT AFTER 4 YEARS

- 2019: 918 PEOPLE ATTENDED
 - COLLECTED \$30,749
 - WAIVED \$1,648
- 2020: 451 ATTENDED
 - COLLECTED \$14,313
 - WAIVED \$710
- \$75.00 if referred from outside Dane County

MEDIATION

First 90-minute session per case is FREE!!

2019: 587 mediations were assigned

2020: 489 mediations were assigned

REPEAT MEDIATION

\$100 per parent

- 2019 COLLECTED \$20,136
 - WAIVED \$975
- 2020 COLLECTED \$18,177
 - WAIVED \$1515

EXTENDED MEDIATION

3 ADDITIONAL HOURS

\$100 PER PARENT

- 2019 COLLECTED \$2800
 - WAIVED \$0
- 2020 COLLECTED \$2800
 - WAIVED \$0

STUDY FEES

BASED ON GROSS HOUSEHOLD INCOME, INCLUDES SPOUSAL INCOME

- TIER 1: \$500 (up to \$60,000)
- TIER 2: \$1000 (\$60,000 TO \$99,999)
- TIER 3: \$1500 (\$100,000 TO \$139,999)
- TIER 4: \$2000 (\$140,000 AND UP)
- 2019 163 studies assigned
COLLECTED \$120,913 WAIVED \$14,200
- 2020 184 studies assigned
COLLECTED \$136,268 WAIVED \$12,165

BRIEF FOCUSED ASSESSMENT

BASED ON GROSS HOUSEHOLD INCOME INCLUDING SPOUSAL INCOME

- TIER 1: \$300 less than \$60,000 gross
- TIER 2: \$600 up to \$99,999 gross
- TIER 3: \$900 up to \$140,000 gross
- TIER 4: \$1200 over \$140,000 gross
- 2019 Assigned 14 cases
 - COLLECTED \$11,050 WAIVED \$500
- 2020 Assigned 14 cases
 - COLLECTED \$5,984 WAIVED \$0

COPY FEES FROM FILE REVIEW

GAL GETS 25 COPIES FREE

- .50 PER PAGE
 - 2019 COLLECTED \$3,142
 - 2020 COLLECTED \$2,591

JUDICIAL REVIEW OF FEES

- Parents can request a judicial review of their FCS fee amount and/or allocation
- Form is available on the FCS website
- Parents are also informed of this option when calling with questions

WAIVER PROCESS

OPTION TO REDUCE OR ELIMINATE FEE OR EXTEND TIME TO PAY

- PE Fees, no formal process, discussion with Director, considering:
 - Employment circumstances
 - Housing arrangement
 - Number of dependents
- MEDIATION, STUDY & BFA FEES
 - Formal document available on our webpage
 - Requests pay stub/tax information be attached

COMPLICATIONS IN WAIVER PROCESS

- Contradictory information between face sheet, forms and conversation
- No information returned unable to reach parent for info
- Form returned but no attachments provided
- People are emotional

TIME CONSUMING!!

WHERE DO FCS FEES GO?

- Fees go to the Clerk of Courts or to the Dane County Treasurer
 - End up in the general fund

IF FEES AREN'T PAID

- Order to Show Cause (OSC) hearing is scheduled
 - Before commissioner
 - FCS Director attends
 - Fee waived, payment plan set in place or deadline extended
 - If that plan not met will go to judgment
 - If no show goes to Judgment: FCS provides at least a 2-week grace period before sending to collections

THE STARK COLLECTION AGENCY

MANAGES COLLECTIONS FOR FCS, SINCE 2007

- 2019: 83 OSC affidavits with 76 judgments entered
 - Balance owed end of 2019, \$89,473 CUMULATIVE
 - \$ 131,941 WITH INTEREST
 - PE: Balance \$2840: with interest \$3107
- 2020: 118 OSC affidavits with 59 judgments entered
 - Balance owed end of 2020, \$93,804 CUMULATIVE
 - \$141,086 WITH INTEREST
 - PE: Balance \$3280; with interest \$3713

WHERE DO WE GO FROM HERE?

- Copy fees to match clerk of courts \$1.00 per page
- Top tier for studies and BFA's could increase or add 2 more tiers for high earners
- Reduce tier I
- Auto waive if on disability

CHILD SUPPORT FEES & FINES

APPLICATION FEE – NONE

- CSAs are no longer allowed to charge an application fee for applicants seeking IV-D services. At the recommendation of the Non IV-D Audit Workgroup and the WI Child Support Policy Advisory Committee (PAC), Wisconsin changed its application fee to \$1 and pays this fee with state funds.

VITAL RECORDS FEE – NONE

- Assessed by the State
 - o Wis. Stat. § 767.89 (2) (b)
- State law requires the State Vital Records Office to collect fees for modifying a birth certificate following an action to establish paternity. The change to the birth record is transmitted electronically or via a form.
- As of October 1, 2007, Bureau of Child Support pays the Vital Records fees on behalf of WI child support agencies for birth certificate updates. WI counties are no longer charged for Vital Records fees to update a birth certificate as a result of a paternity action.

RECEIVING AND DISBURSEMENT FEE (R&D) - \$65 Annual

- Assessed by the STATE.
 - o Wis. Stat. § 767.57(1e)
- Department of Children and Families is required by law to collect the annual receipt and disbursement (R&D) fee. Its purpose is to offset the state/county cost of receiving and disbursing maintenance, child support, or family support payments, including payments in arrears, and for maintaining the required records
- R&D fees are only charged on cases with one or more of the following debt types:
 - Child Support (CHLD);
 - Family Support (FMLY);
 - Maintenance (SPSL);
 - Other Medical (OMED); **or**
 - Arrearage related to any of the above debts

CUSTODIAL PARENT (CP) FEE – \$35 Annual

- Assessed by FEDERAL REGS & STATE
 - o 42 USC 654(6)(B) - Deficit Reduction Act-customer annual fee
 - o Wis. Stat. § 767.57(1e)(c)

- Collected for anyone who receives CS or FS payments
- done by deduction in CS, FS, or Arrearage payments
- The federal Deficit Reduction Act of 2005 and Wisconsin Statute require states to charge a \$35 Annual Payee fee to be paid by custodial parents (CP) in IV-D and non IV-D cases, except for current or former AFDC/TANF recipients. This includes the Wisconsin Works (W-2) and Kinship Care programs. The fee is collected from maintenance, child, or family support or arrearage payments after the first \$550 in support is collected in one year. The revenue obtained from the fee is treated as child support program income and split 66/34 with the federal government.

TAX INTERCEPT FEE – 10% of collections over \$10 up to max fee of \$25

- Assessed by FEDERAL REGS
 - o 31 CFR § 285.3
- Federal and state statutes require BCS to intercept federal and state tax refunds when the NCP owes a certain amount of arrears, which can include fees or costs. For intercepting these federal and state refunds, a tax intercept fee is charged. KIDS deducts tax intercept fees from the payment to the CP. These fees do not reduce the amount credited to the payer's account; the CP pays the fees.
- These fees **may not** be waived. KIDS will deduct the fee before disbursing the collection.

FEDERAL PARENT LOCATE SERVICE FEE - \$0 or \$25

- The CSA **must** charge a \$25 fee for federal parent locate services (FPLS) when the agency receives a request for locate-only services from the parent with whom a child resides, or from the child's legal guardian, attorney or agent. This is **not** a IV-D application fee, and the case **does not** become a IV-D case upon payment of this fee; it is a locate-only case.
- The CP in a IV-D case **may not** be charged the \$25 FPLS fee.
- Dane County Child Support Agency does not assess this fee.

INTERGOVERNMENTAL REQUEST FOR ASSISTANCE/DISCOVERY FEE – Varies

- Assessed by STATE
 - o Wis. Stat. § 769.313
- It is used when a requesting jurisdiction needs limited assistance from another jurisdiction, but does not want the responding jurisdiction to open a IV-D case. For example, the requesting jurisdiction may ask for assistance effectuating service of process for a long-arm action
- Dane County Child Support Agency does not assess this fee.

DEBT COSTS – Varies

- Assessed by COURTS
- The following debt costs may be associated with court fees:
 - Service of process;
 - Vital statistics;
 - Genetic tests;
 - GAL;
 - Attorney;
 - Court costs (if other than those already listed); **and**
 - Miscellaneous costs

FINES – NONE

GENETIC TEST FEES - \$23/test

- Assessed by COUNTY CSA
 - CSA covers cost, then asks the Court for an order for reimbursement
- This is a fee charged when genetic testing is ordered and completed.
- Testing is usually completed for man, woman and child.
- No fee is charged to a man when the test shows he is not the father.

2020 RES-267

DISCONTINUING JUVENILE JUSTICE FEES AND FINES

In recent years, the County Board has become increasingly concerned with the impact on low income individuals of fines and fees assessed in the civil and criminal justice systems. In the 2019 budget, the County Board eliminated the county charges for families when their child is in the secure juvenile detention facility, and the 2020 budget eliminated the fees for youth placed in post-dispositional home detention. However, fees remain for shelter home and juvenile delinquency supervision.

Recently, the County Board created a subcommittee of the Public Protection and Judiciary Committee to review the current fines and fees assessed in the civil, human services, and criminal justice system throughout Dane County and determine how Dane County can reduce or eliminate these fees, fines, and costs. The review includes analysis of the financial hardship and justice hardship placed on low income individuals and their families because of these fees.

Juvenile justice-related fees and fines hit struggling families particularly hard, and are a part of the racial disparities of the criminal justice system. Often families are unable to pay the fees and the debt incurred creates another burden. All remaining fees and fines related to juveniles, and outstanding debt, should be eliminated. This is an equity issue and demands immediate attention.

NOW, THEREFORE, BE IT RESOLVED that the fees charged by the Juvenile Court Program and the Department of Human Services for shelter home and juvenile delinquency supervision be immediately eliminated.

BE IT FURTHER RESOLVED that any debt that families have incurred as a result of these fees and fines be forgiven.

BE IT FINALLY RESOLVED that any past debt that families have incurred as a result of fines and fees for juvenile detention, Home Detention, shelter home and delinquency supervision be forgiven as well.

DANE COUNTY
POLICY AND FISCAL NOTE

<input checked="" type="checkbox"/> Original Sponsor: Bayrd	<input type="checkbox"/> Update	Substitute No. _____
Vote Required: Majority _____ Two-Thirds <input checked="" type="checkbox"/>		Resolution No. 2020 RES-267
		Ordinance Amendment No. _____

Title of Resolution or Ord. Amd.:

DISCONTINUING JUVENILE JUSTICE FEES AND FINES

Policy Analysis Statement:

Brief Description of Proposal -

To address the unequal racial impact of fees and fines, eliminate fees for shelter home and juvenile delinquency supervision and eliminate all past due fees for juvenile detention, home detention, shelter home and juvenile delinquency supervision.

Current Policy or Practice -

Families incur debt when a youth is placed in shelter home or home detention.

Impact of Adopting Proposal -

Fees and fines, and past due fees and fines, would be eliminated.

Fiscal Estimate:

Fiscal Effect (check all that apply) -

- ☐ No Fiscal Effect
☐ Results in Revenue Increase
☐ Results in Expenditure Increase
☒ Results in Revenue Decrease
☐ Results in Expenditure Decrease

Budget Effect (check all that apply)

- ☐ No Budget Effect
☐ Increases Rev. Budget
☐ Increases Exp. Budget
☒ Decreases Rev. Budget
☐ Decreases Exp. Budget
☐ Increases Position Authority
☐ Decreases Position Authority
Note: if any budget effect, 2/3 vote is required

Narrative/Assumptions about long range fiscal effect:

While fees and fines are assessed at a rate of \$15,000 annually in the Department of Human Services and \$30,000 in the Juvenile Court Program, the amount charged is not realized and creates debt for struggling families.

Expenditure/Revenue Changes:

	Current Year		Annualized			Current Year		Annualized	
	Increase	Decrease	Increase	Decrease		Increase	Decrease	Increase	Decrease
Expenditures -					Revenues -				
Personal Services									
Operating Expenses									
Contractual Services									
Capital							\$3,700		\$45,000
Total	\$0	\$0	\$0	\$0	Total	\$0	\$3,700	\$0	\$45,000

Personnel Impact/FTE Changes:

None

Prepared By:

Agency: County Board Office	Division:	
Prepared by: Karin Peterson Thurlow	Date: 11/5/20	Phone: 266-4533
Reviewed by:	Date:	Phone:



Dane County

Signature Copy

Resolution Requiring 2/3rds Vote: 2020 RES-267

File Number: 2020 RES-267

DISCONTINUING JUVENILE JUSTICE FEES AND FINES

Adopted by the County Board on December 17, 2020.

Approve ☒ Veto ☐

County Executive

Date

12-21-20

2020 OA-042

AMENDING CHAPTER 62 OF THE DANE COUNTY CODE OF ORDINANCES,
ELIMINATING DEFERRED PROSECUTION AND
FIRST OFFENDER PROGRAM FEES

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 62.30 is deleted in its entirety:

~~62.30 FEES; DISTRICT ATTORNEY'S DEFERRED PROSECUTION PROGRAM.~~

~~(1) Effective January 1, 2011, for each consecutive 30-day period during which a person participates in the Deferred Prosecution Program, the participant shall pay a fee as follows: \$60.00 per month.~~

~~(2) The fee may be waived or reduced by the Director of the Deferred Prosecution Unit, upon the Director's determination of financial need.~~

ARTICLE 3. Section 62.31 is deleted in its entirety:

~~62.31 FEES FOR PARTICIPATION IN FIRST OFFENDER PROGRAM.~~

~~Every person participating in the first offender program operated by the district attorney's office shall pay a fee of \$50.~~

ARTICLE 4. Section 62.33 is deleted in its entirety:

~~62.33 WAIVER OR REDUCTION OF FEES.~~

~~The district attorney or his or her duly authorized designee is hereby empowered to reduce or eliminate the fees required by sections 62.30, 62.31 and 62.32 upon a written determination that the person subject to the fee is indigent or so without resources that the imposition of the fee will create a hardship.~~

[EXPLANATION: This amendment eliminates the fees imposed upon individuals who participate in the Deferred Prosecution and First Offender Programs.]

DANE COUNTY
POLICY AND FISCAL NOTE

<input checked="" type="checkbox"/> Original	<input type="checkbox"/> Update	Substitute No. _____
Sponsor: _____		Resolution No. _____
Vote Required: _____		Ordinance Amendment No. <u>2020 OA-042</u>
Majority _____	Two-Thirds <input checked="" type="checkbox"/>	

Title of Resolution or Ord. Amd.:

AMENDING CHAPTER 62 OF THE DANE COUNTY CODE OF ORDINANCES, ELIMINATING DEFERRED PROSECUTION AND FIRST OFFENDER PROGRAM FEES

Policy Analysis Statement:

Brief Description of Proposal -

Fees for participation in deferred prosecution and first offender programs has been budgeted at over \$130,000 annually and the District Attorney had the authority to waive the fee. In 2020 this was changed to a flat \$10 fee, and revenue dropped to approximately \$10,000, although the budget was not adjusted. This ordinance amendment fully eliminates these fees.

Current Policy or Practice -

There is a flat fee of \$10 charged, which the DA's Office can waive.

Impact of Adopting Proposal -

There would be no fee, no need for waiver, and a barrier to participation in the deferred prosecution and first offender programs would be eliminated.

Fiscal Estimate:

Fiscal Effect (check all that apply) -

- ☐ No Fiscal Effect
☐ Results in Revenue Increase
☐ Results in Expenditure Increase
☒ Results in Revenue Decrease
☐ Results in Expenditure Decrease

Budget Effect (check all that apply)

- ☒ No Budget Effect
☐ Increases Rev. Budget
☐ Increases Exp. Budget
☐ Decreases Rev. Budget
☐ Decreases Exp. Budget
☐ Increases Position Authority
☐ Decreases Position Authority
Note: if any budget effect, 2/3 vote is required

Narrative/Assumptions about long range fiscal effect:

The fees generated little in revenue, and this would be eliminated. The budgeted amount would not be realized.

Expenditure/Revenue Changes:

	Current Year		Annualized			Current Year		Annualized	
	Increase	Decrease	Increase	Decrease		Increase	Decrease	Increase	Decrease
Expenditures -					Revenues -				
Personal Services									
Operating Expenses									
Contractual Services									
Capital									\$10,000
Total	\$0	\$0	\$0	\$0	Total	\$0	\$0	\$0	\$10,000

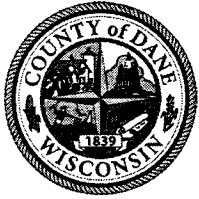
Personnel Impact/FTE Changes:

None

Prepared By:

Agency: Office of the County Board
Prepared by: Karin Thurlow
Reviewed by:

Division:
Date: 11/19/20
Date:
Phone: 266-5758
Phone:



Dane County

Signature Copy

Ordinance: 2020 OA-042

File Number: 2020 OA-042

AMENDING CHAPTER 62 OF THE DANE COUNTY CODE OF ORDINANCES,
ELIMINATING DEFERRED PROSECUTION AND FIRST OFFENDER PROGRAM
FEES

Adopted by the County Board on December 17, 2020.

Approve ☒ Veto ☐

County Executive

Date 12-21-20

SUB 3 TO 2019 RES-507
ESTABLISHING THE PUBLIC PROTECTION AND JUDICIARY COMMITTEE
FINES AND FEES SUBCOMMITTEE

In recent years, the County Board has become increasingly concerned with the impact on low income individuals of fines and fees assessed in the civil and criminal justice systems. In the 2019 budget, the County Board eliminated the county charges for families when their child is in the secure juvenile detention facility, and the 2020 budget eliminated the fees for youth placed in post-dispositional home detention.

Rather than continue to address fees and fines one-by-one, the Public Protection and Judiciary Committee has discussed establishing a subcommittee to complete a comprehensive review of fines and fees. The purpose is to review the current fines and fees assessed in the civil, human services, and criminal justice system throughout Dane County and determine how Dane County can reduce or eliminate these fees, fines, and costs. The review would include analysis of the financial hardship and justice hardship placed on low income individuals and their families because of these fees. Finally, the subcommittee would make recommendations on approaches to mitigate the impact of these charges.

NOW, THEREFORE, BE IT RESOLVED that the Public Protection and Judiciary Committee Fines and Fees Subcommittee be established with 14 members:

- Presiding Dane County Circuit Court Judge or designee
- The District Attorney or designee
- The Dane County Sheriff's Office or designee
- The Public Defender or designee
- The Clerk of Courts or designee
- The Director of the Office of Equity and Inclusion or designee
- An Alder from the Madison Common Council, appointed by the Common Council President
- The following members, jointly appointed by the Chair of the County Board and the Chair of the Public Protection and Judiciary Committee:
 - One county board member who serves on the Public Protection and Judiciary Committee,
 - One county board members who serves on the Health and Human Needs Committee,
 - 5 Individuals who have been impacted by fines and fees within the human services, civil justice, and/or criminal justice system; or representatives from community organizations that work directly with people impacted by fines and fees within the human services, civil justice, and/or criminal justice system.

BE IT FURTHER RESOLVED that the duties of the subcommittee shall be to complete a comprehensive review of the current fines and fees assessed in the civil, human services, and criminal justice system in Dane County and determine how Dane County can reduce or eliminate these fees, fines, and costs. Finally, the subcommittee shall make recommendations on approaches to mitigate the impact of these charges.

BE IT FURTHER RESOLVED that the subcommittee shall make a report of findings and recommendations, to include recommendations for the 2022 county budget, to the Public Protection and Judiciary Committee and the Health and Human Needs Committee before June 15, 2021.

BE IT FURTHER RESOLVED that the Office of the Corporation Counsel shall provide staff support to the subcommittee.

51 BE IT FINALLY RESOLVED that the resident members appointed to the Public Protection and
52 Judiciary Committee Fines and Fees Subcommittee are eligible to be compensated with per
53 diems and mileage reimbursement at the same rate as is paid to County Board supervisors.
54

COLLECTION UNIT

Court Related Fees

OCTOBER 14, 2020



COURT RELATED FEES FINANCIAL SUMMARY

		Current Inventory		HISTORICAL COLLECTIONS					CHARGE FOR SERVICE	
	TYPE OF CARE	# of ACCTS	BALANCE OUTSTANDING	2019	2018	2017	2016	2015		
UNREQUIRED CHARGES - Youth Justice	Juvenile Detention Ctr *	-	-	8,534	14,785	15,707	19,592	24,817	\$130/day	
	Home Detention*	-	-	2,423	1,498	644	-	676	\$3/day	
	Shelter Home**	353	1,043,102	11,398	13,178	13,663	22,904	13,664	\$130/day	
	Supervision**	233	54,289	5,368	5,896	8,209	8,628	9,939	\$25/month	
	YOUTH JUSTICE	586	1,097,391	27,723	35,357	38,223	51,124	49,096		
UNREQUIRED CHARGES - Other	Guardianship (Court)	22	10,417	12,825	17,650	27,945	17,596	7,260	\$452 One-time fee	
REQUIRED CHARGES - Substitute Care	Foster Care, GH & RCC	447	\$ 11,644,105	\$ 67,425	\$ 97,562	\$ 99,622	\$ 178,822	\$ 206,740	\$270 - \$35,000/month	
	Corrections	117	4,775,639	6,236	12,815	10,339	20,130	28,426	\$550/day	
	SUBSTITUTE CARE	564	16,419,744	73,661	110,377	109,961	198,952	235,166		
		1,172	\$ 17,527,552	\$ 114,209	\$ 163,384	\$ 176,129	\$ 267,672	\$ 291,522		

* Juvenile Detention Center & Home Detention fee assessment ended 12/31/19 & 12/31/18, respectively

** RESOLUTION passed to suspend the assessment and collection of Shelter Home & Supervision fees until ninety (90) days after expiration of the County's local state of emergency.

Table 1: Filing fees - cost to file civil actions and other fees of the clerk of circuit court

Table 2: Civil forfeiture table - fees and surcharges for non-criminal offenses in circuit court

Table 3: Criminal fine table - fees and surcharges for criminal offenses in circuit court

Table 4: Surcharge table - description of court fees and surcharges, when they apply, and where the funds go

How to read tables 2 and 3

The left-hand column shows the amount of the base forfeiture or fine to be imposed. The total column shows the base amount plus the surcharges that apply in every case. The remaining columns show the effect of certain additional surcharges.

In table 2, a forfeiture of \$5 results in a total of \$143.80. If the offense is also subject to the natural resources surcharge, the final total of \$147.55 shows in the appropriate column. In Milwaukee, another \$3.50 is added for the Milwaukee special prosecution clerks surcharge.

In table 3, a fine of \$10 results in a total of \$465.60 for a misdemeanor and \$540.60 for a felony. If the offense is also subject to certain additional surcharges, the amount to be added is shown in the right-hand columns.

Notes to the tables

1. The summaries and tables are intended as guidance and do not replace the statutes as the source of authority. Court costs and fees are set out primarily in ch. 814 of the Wisconsin Statutes. The surcharges are listed in 814.75.
2. When a fine or forfeiture is suspended in whole or in part, the following surcharges are reduced proportionately: commercial fish protection, consumer protection, environmental, fishing net removal, fishing shelter removal, jail, natural resources, natural resources restitution, penalty, railroad crossing improvement, snowmobile registration restitution, supplemental food enforcement, truck driver education, uninsured employer, weapons, wild animal protection, wildlife violator compact.
3. The following surcharges are imposed for each count: clerk fees, crime lab and drug law enforcement, crime prevention funding board, domestic abuse program improvement, GPS tracking, jail, supplemental food enforcement, truck driver education, victim-witness, wild animal protection.
4. If restitution is ordered under 973.20, the court shall order payment of a 10% surcharge on the amount of restitution, 973.06(1)(g), and a 5% surcharge on the total amount of restitution, costs, attorney fees, fines and surcharges, including the 10% surcharge, 973.20(11)(a).
5. Certain offenses are subject to fewer costs:
 - For safety belt violations, smoking violations, and disability ID card violations, the clerk's fee is not imposed. The only surcharge is truck driver education surcharge if applicable.
 - For non-moving traffic violations, the clerk's fee is imposed. The only surcharges are court support services and justice information.
 - For failure to carry proof of insurance under 344.62(2), no clerk's fee or surcharges are imposed.
 - For smoking offenses, the only surcharges are justice information and court support services.
6. Electronically filed cases are subject to a fee of \$20 per case per party. See page 3.

WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES

Effective March 4, 2019

TYPE OF ACTION	TOTAL FEE*	CASE CLASS	COMMENTS
Appeal			
from municipal court on the record or by certiorari, 814.61(8)(am)1.	\$129.50 ^e	30601	\$40 filing fee, \$68 CSS, \$21.50 JINFO
new trial, 814.61(8)(am)2.	\$144.50 ^e	30601	\$55 filing fee, \$68 CSS, \$21.50 JINFO
from administrative decision on the record or by certiorari, 814.61(8)(am)1.	\$129.50 ^e	30607	\$40 filing fee, \$68 CSS, \$21.50 JINFO
new trial, 814.61(8)(am)2.	\$144.50 ^e	30607	\$55 filing fee, \$68 CSS, \$21.50 JINFO
from circuit court to court of appeals - civil appeal transmittal fee retained by circuit court, 814.61(9)	\$15+		\$15 plus postage
filing fee forwarded to appellate court, 809.25(2)(a)1., 814.64	\$195		no filing fee for state agencies
workers comp and unemployment appeals, ch. 102.26(1), 108.09(7)	0	30607	no fee, see OAG 34-87
Arbitration			
appointment of arbitrator, 788.04(2)(a)	0		
compel, confirm, modify, vacate arbitrators award, 814.61(1)	\$164.50 ^e	30703	\$75 filing fee, \$68 CSS, \$21.50 JINFO
arbitration re purchase of real property, 799.01(1)(cm), 814.62(3)	\$94.50 ^e	31006	\$22 filing fee, \$51 CSS, \$21.50 JINFO
Certificates			
issuing certificate, execution, commission, writ not commencing an action, 814.61(5)(a)	\$5		
certifying copies, 814.61(5)(a), 814.61(10)(a), OAG 4-84 includes attestation & comparison	5+		\$5 to certify the document, plus \$1.25 per page to copy
certifying & transmitting documents, 814.61(9) includes appeals, changes of venue, foreign judgments	\$15+		\$15 plus postage

WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES
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TYPE OF ACTION	TOTAL FEE*	CASE CLASS	COMMENTS
Civil action			
claim for money judgment greater than \$10,000, 814.61(1)(a)	\$265.50 ^e	30100-08 30301, 03, 04 30201, 30404 30405	\$75 filing fee, \$169 CSS, \$21.50 JINFO includes foreclosure
cross-claim	\$0		
personal injury or tort claim \$5000 or less, 799.01(1)(cr), 814.61(1)(a) - open as small claims, not civil	\$94.50 ^e		open as Small Claims (SC); \$22 filing fee, \$51 CSS, \$21.50 JINFO money judgments include personal injury/property damage even if amount not specified, 802.02(1m)
personal injury or tort claim greater than \$5000 up to \$10,000, 814.61(1)(a)	\$147.50 ^e	30100-08 30201	open as Civil (CV); \$75 filing fee, \$51 CSS, \$21.50 JINFO
personal injury or tort claim greater than \$10,000, 814.61(1)(a)	\$265.50 ^e	30100-08 30201	open as Civil (CV); \$75 filing fee, \$169 CSS, \$21.50 JINFO
taxing authority: permissive use of civil procedures for claims \$10,000 or less, 799.01(2), 814.85(1)	\$147.50 ^e	30301	\$75 filing fee, \$51 CSS, \$21.50 JINFO or small claims fees: \$22 filing fee, \$51 CSS, \$21.50 JINFO
no money judgment, 814.61(1)(a) includes name change, declaratory judgment, mandamus, habeas corpus, minor settlements, vital statistics amendments after one year and delayed registrations	\$164.50 ^e	30203 30405 30701-08 30950-56	\$75 filing fee, \$68 CSS, \$21.50 JINFO
Civil action continued			
petition for writ of certiorari, 814.61(8)(am)1., 801.02(5)	\$129.50 ^e	30955	if petitioner requests review of administrative decision, treat as administrative appeal above
petition to require DNA sample, 165.76(6), 814.61(1)(c)7.	\$0	30703	
motion costs, 814.07	\$0-\$300		amount set in discretion of court, see OAG 1-00
motion to intervene, 803.09	\$0		
jury fee, 814.61(4)	\$36-72		\$6 per juror requested
third-party complaint			
claim \$5000 or less, 814.61(3), 799.01(1)(cr), open as small claims	\$117.50 ^e		open as SC; \$45 filing fee, \$51 CSS, \$21.50 JINFO, 1 fee/action
claim over \$5000 up to \$10,000, 814.61(3), 799.01(1)(cr)	\$117.50 ^e		open as CV; \$45 filing fee, \$51 CSS, \$21.50 JINFO, 1 fee/action
claim over \$10,000, 814.61(3), 799.01(1)(cr)	\$235.50 ^e		open as CV; \$45 filing fee, \$169 CSS, \$21.50 JINFO, 1 fee/action
no money judgment	\$134.50 ^e		\$45 filing fee, \$68 CSS, \$21.50 JINFO

CSS = court support services surcharge, 814.85: \$51 for claims \$10,000 or less, \$169 for claims over \$10,000, \$68 for claims other than money judgments.

*JINFO = justice information surcharge, 814.86(1) & (1m): \$21.50; for fees that include the JINFO, add \$3.50 in Milwaukee.

^e For electronically filed cases, add \$20 per case per party unless exemptions apply. See page 3.

WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES
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TYPE OF ACTION	TOTAL FEE*	CASE CLASS	COMMENTS
Condemnation appeals			
on the record or by certiorari, 814.61(8)(am)1., 32.61	\$129.50 ^e	30402	\$40 filing fee, \$68 CSS, \$21.50 JINFO
new trial, 814.61(8)(am)2.	\$144.50 ^e	30402	\$55 filing fee, \$68 CSS, \$21.50 JINFO
Contempt proceedings			
disbursement surcharge per deposit, 814.61(12)(c), 818.12	\$10		for deposits in contempt proceedings under ch. 785 fee deducted from deposit
Copies			
regular copies and reports, 814.61(10)(a)	\$1.25		\$1.25 per page
certified copies, 814.61(5)(a), 814.61(10)(a), OAG 4-84	\$5+		\$5 to certify the document, plus \$1.25 per page to copy - includes attestation and comparison
for public defender, 814.61(10)(b)			actual, direct & necessary costs
for Secretary of State, Treasurer, Attorney General/DOJ, 19.25	\$0		no fee for these three state offices
regarding veteran's benefits, state or federal agency, 59.535	\$0		
for Dept. of Public Instruction, 973.135	\$0		no fee for copy of complaint & judgment of conviction against a teacher
mandatory forms	\$0		no fee for single copies of blank mandatory forms; may be a fee for forms packets with local instructions
Docketing			
docket judgment, transcript of judgment, lien, warrant, award, satisfaction, assignment, 814.61(5)(b)	\$5		collect both docketing fee & transcript of judgment fee if applicable
transcript of judgment, non-payment of public defender fees	\$0		s. 977.076(1)
E-filing fee			
for each case electronically filed, \$20 per party, 758.19(4m), 801.18(7)	\$20		applicable in civil, small claims, family, paternity, criminal, forfeiture, and probate cases no fee for Wisconsin state & local governmental units; no fee if motion for waiver of costs & fees granted under 814.29(1)

^e For electronically filed cases, add \$20 per case per party unless exemptions apply. See page 3.

WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES
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TYPE OF ACTION	TOTAL FEE*	CASE CLASS	COMMENTS
Family action commence action, 814.61(1)(a) & (b)		40101, 40201 40503, 40803	divorce, annulment, legal separation, acknowledgment of paternity
with no request for support or maintenance	\$184.50 ^e		\$75 filing fee, \$68 CSS, \$21.50 JINFO, \$20 family court counseling services (FCCS) fee under 767.405, 814.61(1)(b)
with request for support or maintenance	\$194.50 ^e		\$10 fee for parties not receiving public assistance 814.61(13)
action by child support agency, 814.61(1)(c)1.	\$194.50 ^e		fee waived only for paternity cases and ch. 769
third-party petition for title to property	\$0		no fee if third party requests declaratory judgment
enforce legal custody, physical placement, or visitation order	\$0	40601	no fee for enforcement motions, 767.471(3)(e), 785.03
in existing family action before judgment	\$0		no fee for motion in existing family action
new action under ch. 767	\$184.50		\$75 filing fee, \$20 FCCS, \$68 CSS, \$21.50 JINFO
post-judgment motion, 814.61(7)(a)	\$30		
in new or pending guardianship, 54.56, 814.66(1)(m)	\$60		should be filed with register in probate
mediation fee, 814.615(1)(a)1. & 2.	\$200		\$200 or local fee, first session free, under 767.405(5)
out of county orders file out-of-county judgment, 767.281, 814.61(5)(b)	\$5		\$10 to file transcript of judgment; regular fees apply to later motions; no fee for protective orders
out of state orders child support UIFSA action, 814.61(1)(c)2., 769.313	\$0		no fee to register & enforce out-of-state support orders
out-of-state divorce judgment, 814.61(6), 806.24	\$15		foreign judgment filing fee; regular fees apply to later mtns
out-of-state custody judgment under UCCJEA, ch. 822, 814.61(6), 822.35(2)(a)	\$15		\$15 to file foreign judgment; regular fees apply to later motions
out-of-state protective order	\$0		no fee for protective orders, s. 813.128(3g)(a)1.
parental consent to minor's abortion, waiver of, 48.257(6)	\$0		no fee
paternity commence action by private party, 814.61(1)(a)	\$184.50 ^e	40501	\$75 filing fee, \$20 FCCS, \$68 CSS, \$21.50 JINFO
with request for support, 814.61(13)	\$194.50 ^e		\$10 fee for parties not on public assistance, 814.61(13)
action by state, ch. support agency, GAL, 814.61(1)(c)	\$0		no fee, including voluntary acknowledgment of paternity
voluntary acknowledgment of paternity by private party, 767.805	\$184.50 ^e	40503	open as a family case
revision of judgment legal custody or physical placement, 814.61(7)(b)	\$50	40601	revisions under 767.451, 767.481
judgments other than custody or placement, 814.61(7)(a)	\$30		includes revision of child support under 767.59
by stipulation, 814.61(7)(a)	\$0		no fee
paternity, 814.61(7)(c)	\$0		no motion fee for child support agency, state, GAL, or court-appointed attorney under 767.407(1)(c)1.&2; or Ch. 769
study re legal custody & physical placement, 814.615(1)(a)3.	\$300		\$300 or local fee for study under 767.405(14)
support or maintenance, 767.501, 767.56, 767.57	\$0	40402	no fee for support/maint. with no request divorce/paternity
terminate parental rights, 814.61(1)(c)4.	\$0		no fee

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WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES

Effective March 4, 2019

TYPE OF ACTION	TOTAL FEE*	CASE CLASS	COMMENTS
Foreclosure under ch. 846	\$265.50 ^e	30404	\$75 filing fee, \$169 CSS, \$21.50 JINFO
Forfeiture, complex action for environmental damage, consumer protection, or other significant violation of the public interest	\$0	30109	open as CX case with no fee; civil procedures apply; forfeiture schedule available
Forfeiture of property action to seize vehicle, drugs, or other property used in crime under 973.075-077, 961.55-.56, 814.61(1)(c)3.	\$0		no filing fee
Garnishment amount greater than \$10,000, 814.62(1), ch. 812	\$210.50 ^e	30302	per debtor: \$20 filing fee, \$169 CSS, \$21.50 JINFO
amount \$10,000 or less, 814.62(1), ch. 812	\$92.50 ^e	31005	per debtor: \$20 filing fee, \$51 CSS, \$21.50 JINFO
garnishment of restitution, 814.62(1)	\$0		no fee for garnishment of restitution
Judgments & liens file foreign judgment (FJ), 814.61(6), 806.24	\$15		from other states, tribal courts, federal outside WI
file foreign protective order, 814.61(1)(c)(d), 42 USC 3796gg-5	\$0		
file transcript of judgment (TJ), 814.61(5)(b), 806.12 - 806.17	\$5		judgments from other WI circuit courts, WI appellate, own-county municipal, WI federal
issue transcript from judgment & lien docket, 814.61(5)	\$5		
docket judgment, FJ, TJ, lien, warrant, satisfaction, writ, execution, assignment, 814.61(5)(b)	\$5		no fee to file protective orders collect both FJ/TJ filing fee & docketing fee if applicable
reopen default judgment, 814.07, 345.37(1)(b)	\$0 - \$300		amount set in discretion of court, see OAG 1-00
Minor settlements petition to approve minor settlement, 807.10	\$164.50 ^e	30203	\$75 filing fee, \$68 CSS, \$21.50 JINFO
receive, handle, or deposit funds, 807.10(3), 814.61(12)(a)1.			greater of \$10 or .5% of funds deposited with clerk
withdraw funds, per transaction, 814.61(12)(a)1.	\$10		\$10 per transaction
Name change file name change, 786.36-37	\$164.50 ^e	30708	\$75 filing fee, \$68 CSS, \$21.50 JINFO
name change in paternity action, new-767.89(3m)	0		name change may be part of paternity action
Occupational drivers license petition file petition, 343.10(4), 351.07(1g), 814.61(14)	\$40	30607	Note: the DMV license issuance fee is \$10 under 343.21(1)(n) for a total of \$50 for an occupational license
Receiving & disbursing money receive trust fund, handle or deposit money under 757.25, 807.10(3), or 54.12(1)(a), 814.61(12), 814.66(1)(n)	\$10+		greater of \$10 or .5% of funds deposited with clerk includes general deposits, minor settlements, trust funds, small estates, conservator accounts
withdraw funds, per transaction, 814.61(12)(a)1.	\$10		\$10 per transaction
contempt proceedings, deposits, 814.61(12)(c)	\$10		\$10 per transaction
Searches search file or record to locate any one action, 814.61(11)	\$5		per action, when no case number is provided

WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES

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TYPE OF ACTION	TOTAL FEE*	CASE CLASS	COMMENTS
Small claims			
commence action \$10,000 or less, 814.62(3)(a), 799.01 - except tort/personal injury	\$94.50 ^e	31001-04 31006	\$22 filing fee, \$51 CSS, \$21.50 JINFO; includes evictions, replevin, arbitration, forfeitures, actions \$10,000 or less Consolidated claim of multiple creditors = single action
commence action \$5000 or less - tort/personal injury, 799.01(1)(cr)	\$94.50 ^e	31010	\$22 filing fee, \$51 CSS, \$21.50 JINFO
cross-claim or counterclaim over \$10,000, 814.62(3)(b)	\$125.50 ^e		\$53 filing fee, \$51 CSS, \$21.50 JINFO
third-party complaint \$5000 or less, 814.61(3), 799.01(1)(cr)	\$117.50 ^e		\$45 filing fee, \$51 CSS, \$21.50 JINFO
demand for jury trial, 814.62(3)(e), 814.61(4)	\$89		\$53 for jury demand, plus jury fee of \$36
service by mail, 814.62(4)	\$2+		\$2 per defendant, plus postage if sent by certified mail
Subpoena			
out of state subpoena to depose WI resident, 887.24(4)	\$0		
in-state subpoena, 885.01(1)	\$0		
Tax liens and tax warrants			
tax liens, receiving, filing and indexing of tax liens, 75.521(4)	\$3		tax liens filed with clerk under 75.521
tax warrants, filing and docketing, 814.61(5)(b), 806.11	\$5		tax warrants issued under ch. 70-77
satisfaction, voidance or withdrawal, 814.61(5)(b), 71.91(5)(g)	\$5		
Temporary restraining orders & injunctions			
domestic abuse, child abuse, individual at risk 813.12, .122, .123, 814.61(1)(d)	\$0	30709, 30710, 30713	no fee; may collect fee from respondent if convicted of violating TRO
harassment if petition alleges stalking, sexual assault, physical violence, impaired physical condition, or threats; 813.125, 814.61(1)(e)	\$0	30711	no fee; may collect fee from respondent if convicted of violating TRO
without allegations above, 814.61(1)	\$164.50 ^e		\$75 filing fee, \$68 CSS, \$21.50 JINFO
combined actions, 813.127, 814.61(1)(d)	\$0	30712	no fee; may collect fee from respondent if convicted of violating TRO
file foreign or out-of-county protective order	\$0		
other injunctions & restraining orders	\$164.50 ^e	30704	file as civil actions (\$75 filing fee, \$68 CSS, \$21.50 JINFO)
Third party complaint			
claim \$5000 or less, 814.61(3), 799.01(1)(cr) - open as small claims	\$117.50 ^e		open as SC; \$45 filing fee, \$51 CSS, \$21.50 JINFO, 1 fee/action
claim over \$5000 up to \$10,000, 814.61(3), 799.01(1)(cr)	\$117.50 ^e		open as CV; \$45 filing fee, \$51 CSS, \$21.50 JINFO, 1 fee/action
claim over \$10,000, 814.61(3), 799.01(1)(cr)	\$235.50 ^e		open as CV; \$45 filing fee, \$169 CSS, \$21.50 JINFO, 1 fee/action
no money judgment requested	\$134.50 ^e		\$45 filing fee, \$68 CSS, \$21.50 JINFO

^e For electronically filed cases, add \$20 per case per party unless exemptions apply. See page 3.

WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES

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TYPE OF ACTION	TOTAL FEE*	CASE CLASS	COMMENTS
Transcript from judgment docket issue or file transcript, 814.61(5)(a) & (b)	\$5		collect both TJ fee and docketing fee if applicable
Transmit documents certify & transmit documents on appeal, writ, change of venue, real estate judgments, out-of-state judgments, 814.61(9)	\$15+		\$15 plus postage
Venue, change of civil, receiving court, 814.61(2)	\$75		fee equal to original filing fee, payable by the party that necessitated the change of venue, no CSS or JINFO
transmittal fee, sending court, 814.61(9)	\$15+		\$15 for transmittal of documents, plus postage
small claims, receiving court, 814.61(2)	\$22		
family, receiving court, 814.61(1)(b), (2)	\$95		\$75 filing fee, \$20 family court counseling surcharge
family, receiving court, with request for support or maintenance	\$105		\$75 filing fee, \$20 family court counseling surcharge, \$10 under 814.61(13)
discretionary, 801.52, 814.61(2)	\$0		no fee
Vital statistics amendments after one year and delayed registration	\$164.50 ^e	30708	\$75 filing fee, \$68 CSS, \$21.50 JINFO name, sex change, birth record, death, marriage, surrogate mother NOTE: DHS charges a \$10 fee for filing an order amendment, \$20 for certified copy, \$3/copy for additional copies, 69.22
Wage claim action claim against employer for unpaid wages, 109.03(6), 109.11(2) and (3)	Varies		DA may choose to file as small claims, civil or criminal action. For small claims or civil, regular filing fee applies to both individuals and DA.
Wage earner action voluntary debt proceeding, 128.21, 814.62(2)	\$31.50	31007	\$10 filing fee, \$21.50 JINFO
Warrants tax warrants and liens, see tax liens			warrants issued under ch. 70-77
warrants for failure to pay, failure to appear	\$0		no clerk's fee; sheriff's fees provided under 814.70
satisfaction, voidance or withdrawal, 814.61(5)(b), 71.91(5)(g)	\$5		

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WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES
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								TOTAL WITH APPLICABLE SURCHARGE AMOUNTS							
	Clerk's Fee	Penalty Surcharge	Jail Surch	Crime Lab & Drug	Court Support	Justice Info*		Driver Imp, Safe Ride	Domestic Abuse	Victim-Witness if amended**		Natural Resources, Unins. Empl, Weapons		Environmental Surcharge	
FORF	\$25	26%	\$10/1%	\$13	\$68	\$21.50	TOTAL	+ \$485	+ \$100	MIS + 67	FEL + 92	75% Forf.	TOTAL	20% Forf.	TOTAL
0	25	0.00	0	0	68	\$21.50	114.50		214.50	181.50	206.50	0	114.50	0	114.50
5	25	1.30	10	13	68	21.50	143.80		243.80	210.80	235.80	3.75	147.55	1.00	144.80
10	25	2.60	10	13	68	21.50	150.10		250.10	217.10	242.10	7.50	157.60	2.00	152.10
15	25	3.90	10	13	68	21.50	156.40		256.40	223.40	248.40	11.25	167.65	3.00	159.40
20	25	5.20	10	13	68	21.50	162.70		262.70	229.70	254.70	15.00	177.70	4.00	166.70
25	25	6.50	10	13	68	21.50	169.00		269.00	236.00	261.00	18.75	187.75	5.00	174.00
30	25	7.80	10	13	68	21.50	175.30		275.30	242.30	267.30	22.50	197.80	6.00	181.30
35	25	9.10	10	13	68	21.50	181.60		281.60	248.60	273.60	26.25	207.85	7.00	188.60
40	25	10.40	10	13	68	21.50	187.90		287.90	254.90	279.90	30.00	217.90	8.00	195.90
45	25	11.70	10	13	68	21.50	194.20		294.20	261.20	286.20	33.75	227.95	9.00	203.20
50	25	13.00	10	13	68	21.50	200.50		300.50	267.50	292.50	37.50	238.00	10.00	210.50
55	25	14.30	10	13	68	21.50	206.80		306.80	273.80	298.80	41.25	248.05	11.00	217.80
60	25	15.60	10	13	68	21.50	213.10		313.10	280.10	305.10	45.00	258.10	12.00	225.10
65	25	16.90	10	13	68	21.50	219.40		319.40	286.40	311.40	48.75	268.15	13.00	232.40
70	25	18.20	10	13	68	21.50	225.70		325.70	292.70	317.70	52.50	278.20	14.00	239.70
75	25	19.50	10	13	68	21.50	232.00		332.00	299.00	324.00	56.25	288.25	15.00	247.00
80	25	20.80	10	13	68	21.50	238.30		338.30	305.30	330.30	60.00	298.30	16.00	254.30
85	25	22.10	10	13	68	21.50	244.60		344.60	311.60	336.60	63.75	308.35	17.00	261.60
90	25	23.40	10	13	68	21.50	250.90		350.90	317.90	342.90	67.50	318.40	18.00	268.90
95	25	24.70	10	13	68	21.50	257.20		357.20	324.20	349.20	71.25	328.45	19.00	276.20
100	25	26.00	10	13	68	21.50	263.50		363.50	330.50	355.50	75.00	338.50	20.00	283.50
125	25	32.50	10	13	68	21.50	295.00		395.00	362.00	387.00	93.75	388.75	25.00	320.00
150	25	39.00	10	13	68	21.50	326.50	811.50	426.50	393.50	418.50	112.50	439.00	30.00	356.50
175	25	45.50	10	13	68	21.50	358.00	843.00	458.00	425.00	450.00	131.25	489.25	35.00	393.00
200	25	52.00	10	13	68	21.50	389.50	874.50	489.50	456.50	481.50	150.00	539.50	40.00	429.50
225	25	58.50	10	13	68	21.50	421.00	906.00	521.00	488.00	513.00	168.75	589.75	45.00	466.00

*Milwaukee County only - collect \$25.00

**Victim-Witness Surcharge applicable if the original criminal complaint charged a crime that was later amended to a forfeiture.

WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES
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								TOTAL WITH APPLICABLE SURCHARGE AMOUNTS							
	Clerk's Fee	Penalty Surcharge	Jail Surch	Crime Lab & Drug	Court Support	Justice Info*		Driver Imp, Safe Ride	Domestic Abuse	Victim-Witness if amended**		Natural Resources, Unins. Empl, Weapons		Environmental Surcharge	
FORF	\$25	26%	\$10/1%	\$13	\$68	\$21.50	TOTAL	+ \$485	+ \$100	MIS	FEL	75% Forf.	TOTAL	20% Forf.	TOTAL
250	25	65.00	10	13	68	21.50	452.50	937.50	552.50	519.50	544.50	187.50	640.00	50.00	502.50
275	25	71.50	10	13	68	21.50	484.00	969.00	584.00	551.00	576.00	206.25	690.25	55.00	539.00
300	25	78.00	10	13	68	21.50	515.50	1000.50	615.50	582.50	607.50	225.00	740.50	60.00	575.50
350	25	91.00	10	13	68	21.50	578.50	1063.50	678.50	645.50	670.50	262.50	841.00	70.00	648.50
400	25	104.00	10	13	68	21.50	641.50	1126.50	741.50	708.50	733.50	300.00	941.50	80.00	721.50
450	25	117.00	10	13	68	21.50	704.50	1189.50	804.50	771.50	796.50	337.50	1042.00	90.00	794.50
500	25	130.00	10	13	68	21.50	767.50	1252.50	867.50	834.50	859.50	375.00	1142.50	100.00	867.50
550	25	143.00	10	13	68	21.50	830.50	1315.50	930.50	897.50	922.50	412.50	1243.00	110.00	940.50
600	25	156.00	10	13	68	21.50	893.50	1378.50	993.50	960.50	985.50	450.00	1343.50	120.00	1013.50
650	25	169.00	10	13	68	21.50	956.50	1441.50	1056.50	1023.50	1048.50	487.50	1444.00	130.00	1086.50
700	25	182.00	10	13	68	21.50	1019.50	1504.50	1119.50	1086.50	1111.50	525.00	1544.50	140.00	1159.50
750	25	195.00	10	13	68	21.50	1082.50	1567.50	1182.50	1149.50	1174.50	562.50	1645.00	150.00	1232.50
800	25	208.00	10	13	68	21.50	1145.50	1630.50	1245.50	1212.50	1237.50	600.00	1745.50	160.00	1305.50
850	25	221.00	10	13	68	21.50	1208.50	1693.50	1308.50	1275.50	1300.50	637.50	1846.00	170.00	1378.50
900	25	234.00	10	13	68	21.50	1271.50	1756.50	1371.50	1338.50	1363.50	675.00	1946.50	180.00	1451.50
1000	25	260.00	10	13	68	21.50	1397.50	1882.50	1497.50	1464.50	1489.50	750.00	2147.50	200.00	1597.50
1100	25	286.00	11	13	68	21.50	1524.50	2009.50	1624.50	1591.50	1616.50	825.00	2349.50	220.00	1744.50
1200	25	312.00	12	13	68	21.50	1651.50	2136.50	1751.50	1718.50	1743.50	900.00	2551.50	240.00	1891.50
1300	25	338.00	13	13	68	21.50	1778.50	2263.50	1878.50	1845.50	1870.50	975.00	2753.50	260.00	2038.50
1400	25	364.00	14	13	68	21.50	1905.50	2390.50	2005.50	1972.50	1997.50	1050.00	2955.50	280.00	2185.50
1500	25	390.00	15	13	68	21.50	2032.50	2517.50	2132.50	2099.50	2124.50	1125.00	3157.50	300.00	2332.50
1600	25	416.00	16	13	68	21.50	2159.50	2644.50	2259.50	2226.50	2251.50	1200.00	3359.50	320.00	2479.50
1700	25	442.00	17	13	68	21.50	2286.50	2771.50	2386.50	2353.50	2378.50	1275.00	3561.50	340.00	2626.50
1800	25	468.00	18	13	68	21.50	2413.50	2898.50	2513.50	2480.50	2505.50	1350.00	3763.50	360.00	2773.50
1900	25	494.00	19	13	68	21.50	2540.50	3025.50	2640.50	2607.50	2632.50	1425.00	3965.50	380.00	2920.50
2000	25	520.00	20	13	68	21.50	2667.50	3152.50	2767.50	2734.50	2759.50	1500.00	4167.50	400.00	3067.50

*Milwaukee County only - collect \$25.00

**Victim-Witness Surcharge applicable if the original criminal complaint charged a crime that was later amended to a forfeiture.

WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES
Effective March 4, 2019

											ADD APPLICABLE SURCHARGE AMOUNTS TO TOTAL						
	Clerk's Fee	Penalty Surcharge	Jail Surch	Crime Lab & Drug	Victim- Witness		DNA Analysis		TOTAL		Crime Prev.	Driver Imp, Safe Ride	Drug Abuse	Drug Diversion	Domestic Abuse	Nat Res, Unins. Empl, Weapons	Environmental Surcharge
FINE	\$163	26%	\$10/1%	\$13	MIS	FEL	MIS	FEL	MIS	FEL	\$20***	\$485	75% (F+PEN)	\$10	\$100	75% Fine	20% Fine
0	\$163	0%	0	13	67	92	200	250	443.00	518.00	20		0.00	10	100	0.00	0.00
10	163	2.60	10	13	67	92	200	250	465.60	540.60	20		9.45	10	100	7.50	2.00
25	163	6.50	10	13	67	92	200	250	484.50	559.50	20		23.63	10	100	18.75	5.00
50	163	13.00	10	13	67	92	200	250	516.00	591.00	20		47.25	10	100	37.50	10.00
75	163	19.50	10	13	67	92	200	250	547.50	622.50	20		70.88	10	100	56.25	15.00
100	163	26.00	10	13	67	92	200	250	579.00	654.00	20		94.50	10	100	75.00	20.00
150	163	39.00	10	13	67	92	200	250	642.00	717.00	20	485	141.75	10	100	112.50	30.00
200	163	52.00	10	13	67	92	200	250	705.00	780.00	20	485	189.00	10	100	150.00	40.00
250	163	65.00	10	13	67	92	200	250	768.00	843.00	20	485	236.25	10	100	187.50	50.00
300	163	78.00	10	13	67	92	200	250	831.00	906.00	20	485	283.50	10	100	225.00	60.00
350	163	91.00	10	13	67	92	200	250	894.00	969.00	20	485	330.75	10	100	262.50	70.00
400	163	104.00	10	13	67	92	200	250	957.00	1032.00	20	485	378.00	10	100	300.00	80.00
450	163	117.00	10	13	67	92	200	250	1020.00	1095.00	20	485	425.25	10	100	337.50	90.00
500	163	130.00	10	13	67	92	200	250	1083.00	1158.00	20	485	472.50	10	100	375.00	100.00
550	163	143.00	10	13	67	92	200	250	1146.00	1221.00	20	485	519.75	10	100	412.50	110.00
600	163	156.00	10	13	67	92	200	250	1209.00	1284.00	20	485	567.00	10	100	450.00	120.00
650	163	169.00	10	13	67	92	200	250	1272.00	1347.00	20	485	614.25	10	100	487.50	130.00
700	163	182.00	10	13	67	92	200	250	1335.00	1410.00	20	485	661.50	10	100	525.00	140.00
750	163	195.00	10	13	67	92	200	250	1398.00	1473.00	20	485	708.75	10	100	562.50	150.00
800	163	208.00	10	13	67	92	200	250	1461.00	1536.00	20	485	756.00	10	100	600.00	160.00
900	163	234.00	10	13	67	92	200	250	1587.00	1662.00	20	485	850.50	10	100	675.00	180.00
1000	163	260.00	10	13	67	92	200	250	1713.00	1788.00	20	485	945.00	10	100	750.00	200.00
1100	163	286.00	11	13	67	92	200	250	1840.00	1915.00	20	485	1039.50	10	100	825.00	220.00
1200	163	312.00	12	13	67	92	200	250	1967.00	2042.00	20	485	1134.00	10	100	900.00	240.00
1300	163	338.00	13	13	67	92	200	250	2094.00	2169.00	20	485	1228.50	10	100	975.00	260.00
1400	163	364.00	14	13	67	92	200	250	2221.00	2296.00	20	485	1323.00	10	100	1050.00	280.00
1500	163	390.00	15	13	67	92	200	250	2348.00	2423.00	20	485	1417.50	10	100	1125.00	300.00
1600	163	416.00	16	13	67	92	200	250	2475.00	2550.00	20	485	1512.00	10	100	1200.00	320.00
1700	163	442.00	17	13	67	92	200	250	2602.00	2677.00	20	485	1606.50	10	100	1275.00	340.00
1800	163	468.00	18	13	67	92	200	250	2729.00	2804.00	20	485	1701.00	10	100	1350.00	360.00
1900	163	494.00	19	13	67	92	200	250	2856.00	2931.00	20	485	1795.50	10	100	1425.00	380.00
2000	163	520.00	20	13	67	92	200	250	2983.00	3058.00	20	485	1890.00	10	100	1500.00	400.00

*****The Crime Prevention Funding Board Surcharge is applicable in some counties as provided by Wis. Stat. 59.54(28).**

WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES
Effective March 4, 2019

											ADD APPLICABLE SURCHARGE AMOUNTS TO TOTAL						
	Clerk's Fee	Penalty Surcharge	Jail Surch	Crime Lab & Drug	Victim- Witness		DNA Analysis		TOTAL		Crime Prev.	Driver Imp, Safe Ride	Drug Abuse	Drug Diversion	Domestic Abuse	Nat Res, Unins. Empl, Weapons	Environmental Surcharge
FINE	\$163	26%	\$10/1%	\$13	MIS	FEL	MIS	FEL	MIS	FEL	\$20***	\$485	75% (F+PEN)	\$10	\$100	75% Fine	20% Fine
2250	163	585.00	22.50	13	67	92	200	250	3300.50	3375.50	20	485	2126.25	10	100	1687.50	450.00
2500	163	650.00	25	13	67	92	200	250	3618.00	3693.00	20	485	2362.50	10	100	1875.00	500.00
2750	163	715.00	27.50	13	67	92	200	250	3935.50	4010.50	20	485	2598.75	10	100	2062.50	550.00
3000	163	780.00	30	13	67	92	200	250	4253.00	4328.00	20	485	2835.00	10	100	2250.00	600.00
3250	163	845.00	32.50	13	67	92	200	250	4570.50	4645.50	20	485	3071.25	10	100	2437.50	650.00
3500	163	910.00	35	13	67	92	200	250	4888.00	4963.00	20	485	3307.50	10	100	2625.00	700.00
3750	163	975.00	37.50	13	67	92	200	250	5205.50	5280.50	20	485	3543.75	10	100	2812.50	750.00
4000	163	1040.00	40	13	67	92	200	250	5523.00	5598.00	20	485	3780.00	10	100	3000.00	800.00
4250	163	1105.00	42.50	13	67	92	200	250	5840.50	5915.50	20	485	4016.25	10	100	3187.50	850.00
4500	163	1170.00	45	13	67	92	200	250	6158.00	6233.00	20	485	4252.50	10	100	3375.00	900.00
4750	163	1235.00	47.50	13	67	92	200	250	6475.50	6550.50	20	485	4488.75	10	100	3562.50	950.00
5000	163	1300.00	50	13	67	92	200	250	6793.00	6868.00	20	485	4725.00	10	100	3750.00	1000.00

***The Crime Prevention Funding Board Surcharge is applicable in some counties as provided by Wis. Stat. 59.54(28).

WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES
Effective March 4, 2019

Name	Statute	Percentage or Amount	Description
Bisphenol A Enforcement Surcharge (BPAS)	100.335(7)	50% of fine or forfeiture	-if a court imposes a fine or forfeiture under 100.335, sale or manufacture of children's containers containing BPA, the court shall impose a surcharge equal to 50% of the fine or forfeiture. Distribution of funds: 100% to Dept of Agriculture Trade and Consumer Protection to fund enforcement of BPA prohibitions.
Blood Withdrawal Cost (BTCC, BTCM, BTST, BTDNr, BTUW)	973.06(1)(j), 814.63(3m)	amt. varies based on actual cost	-if a defendant is convicted of operating a vehicle while intoxicated under 23.43(4c), 233.335(12)(a) or (b), 30.681, 114.09, 346.63, 350.101, 940.09(1) or 940.25, any cost paid by law enforcement for withdrawal of defendant's blood shall be placed on defendant. Distribution of funds: 100% to the law enforcement agency paying for the withdrawal.
Child Pornography Surcharge (CHPRN)	973.042	\$500 per image or copy	-if a court imposes a sentence or places a person on probation for a crime under 948.05 or 948.12, the court shall impose a child pornography surcharge for each image or each copy of an image associated with the crime. Distribution of funds: 100% to the Dept of Justice for investigations of sexual assaults against children and grants for sexual assault victim services.
Clerk Fee, Civil forfeiture (CCFP)	814.63(1)(b), 814.63(1)(c)	\$25 per count	-applies to most forfeitures; the clerk shall collect a fee to be paid when judgment is entered -does not apply to smoking violations under 101.123(2) or (2m), safety belt violations under 347.48(2m), disability ID card violations under 343.51(1m)(b), or failure to carry proof of insurance under 344.62(2) Distribution of funds: \$5 to Consolidated Court Automation Program (CCAP); \$7.50 to county; \$12.50 to state general fund.
Clerk Fee, Criminal (CCFP)	814.60(1)	\$163 per count	-applies to all criminal actions; the clerk shall collect the fee when judgment is entered Distribution of funds: 6.13% county, 93.87% state.
Commercial Fish Protection Surcharge (CFISH)	29.984	amt. varies based on value of fish	-if a court imposes a forfeiture under 29.971 for unlawful acts involving Great Lakes fish in violation of 29.503, 29.514, or 29.519, the court may impose a commercial fish protection surcharge equal to the value of any commercial fish taken. For a fine imposed, the surcharge shall be an amount equal to 3 times the value of the fish. Distribution of funds: 100% to Dept of Nat Resources for research on Great Lakes fish.
Consumer Protection Surcharge (CONPR)	100.261	25% of fine or forfeiture	-applies to violations of ch. 98 (weights and measures), ch. 100 (marketing and trade practices), and related ordinances and administrative rules -if the court imposes a fine or forfeiture, the court shall also impose this surcharge Distribution of funds: 100% to state Dept. of Justice to fund consumer protection information and education up to \$185,000 under 20.115(1)(jb); balance to general fund.

WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES
Effective March 4, 2019

Name	Statute	Percentage or Amount	Description
Court Support Services Surcharge (CSS)	814.85(1)(c)	\$51	- \$51 surcharge applies to small claims, garnishments, wage claims, and other actions where amount claimed is \$10,000 or less.
	814.85(1)(a)	\$68	- \$68 surcharge applies to civil actions where no money judgment is sought, such as name change, declaratory judgment, habeas corpus, minor settlements
	814.85(1)(b)	\$68 \$169	- \$68 surcharge applies to state and county forfeitures, municipal ordinance violations, appeals from municipal court; the court shall collect the fee when judgment is entered - does not apply to safety belt or disability ID card violations or failure to carry proof of insurance - \$169 surcharge applies to civil actions where amount claimed exceeds \$10,000 - includes personal injury, property damage, foreclosure, even if amount claimed is not specified, 808.02(1)(m) - includes garnishments and wage claims over \$10,000 Distribution of funds: 100% to Department of Administration.
Crime Lab & Drug Law Enforcement Surcharge (CLD)	165.755	\$13 per count	- if the court imposes a sentence, places a person on probation, or imposes a forfeiture, a separate surcharge shall be imposed for each offense or count - applies to state law and municipal or county ordinances - does not apply to smoking, disability ID card, safety belt, nonmoving traffic violations, or failure to carry proof of insurance under 344.62(2) Distribution of funds: 100% to state Dept. of Justice for drug law enforcement, crime labs and related services.
Crime Prevention Funding Board Surcharge (CRPRV)	973.0455	\$20 per count	- a county may create a crime prevention funding board as provided by 59.54(28)(b). If a court in a county that has established such a board imposes a sentence or places a person on probation, the court shall impose this surcharge for each misdemeanor or felony count. Distribution of funds: 100% to county for distribution at the direction of the crime prevention funding board.
Domestic Abuse Surcharge (DOMAB)	973.055	\$100 per count	- when the court imposes a sentence on an adult person or places that person on probation, regardless of whether any fine is imposed, the court shall impose this surcharge for each offense if: (a) the court convicts the person of a violation of various crimes listed in 973.055 or a municipal ordinance conforming to a shorter list; and the court finds that the conduct involved an act by the defendant against a spouse or former spouse, against an adult with whom the defendant resides or formerly resided, or against an adult with whom the defendant has created a child; or (b) the court convicts a person for violation of a temporary restraining order under 813.12(8)(a) or a conforming municipal ordinance. Distribution of funds: 100% to state Dept. of Health and Family Services to fund grants to domestic abuse service organizations.

WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES
Effective March 4, 2019

Name	Statute	Percentage or Amount	Description
DNA Analysis Surcharge (DNAAS)	973.046(1r)	\$250 felony \$200 misdemeanor	- if a court imposes a sentence or places a person on probation, the court shall impose a deoxyribonucleic acid analysis surcharge, calculated as follows: (a) For each conviction for a felony, \$250 (b) For each conviction for a misdemeanor, \$200 Distribution of funds: 100% to state Dept. of Justice to support a DNA analysis data bank, training prosecutors in the use of DNA analysis, and related costs.
Driver Improvement Program Surcharge (DRVIM)	346.655	\$435 per case	-if the court imposes a fine or forfeiture for a violation of operating under influence of intoxicant or other drug under 346.63(1) or (5) or a local ordinance in conformity; or injury by intoxicated use of a vehicle under 346.63(2) or (6) or 940.25; or homicide by intoxicated use of a vehicle under 940.09, it shall impose a driver improvement surcharge. Distribution of funds: 50.3% to county and 49.7% to Dept. of Administration. County funds used for alcohol treatment services. County share distributed to tribal treatment facility if treatment provided there. 346.655(3)(b)
Drug Abuse Program Improvement Surcharge (DRG)	961.41(5)(a)	75% of fine and penalty surcharge	-when a fine is imposed for all drug offenses listed in 961.41, the court shall also impose this surcharge on the amount of the fine and penalty surcharge imposed. Distribution of funds: to state Dept. of Health Svcs. and Dept. of Justice to fund programs and grants providing prevention, intervention and treatment for alcohol and drug abuse problems.
Drug Offender Diversion Surcharge (DRGOD)	973.043	\$10 per case	-if the court imposes a sentence or places a person on probation for property crimes under ch. 943, the court shall impose this surcharge for each conviction. Distribution of funds: 100% for county grants to substance abuse treatment programs serving criminal offenders and for alternatives to incarceration.
E-Filing Fee (ECF)	758.19(4m) 801.18(7)(c)	\$20 per case per party	-applicable in civil, small claims, family, paternity, criminal, forfeiture, and probate cases when eFiled -no fee for Wisconsin state and local governmental units -no fee if motion and waiver of costs and fees granted under 814.29(1) Distribution of funds: 100% to the Director of State Courts for circuit court automated information systems.
Environmental Surcharge (ENV)	299.93	20% of fine or forfeiture	-if the court imposes a fine or forfeiture for a violation of ch. 280 pure drinking water, ch. 281 water & sewage, ch. 283 pollution discharge elimination, ch. 285 air pollution, ch. 289 solid waste facilities, ch. 291 hazardous waste management, ch. 292 remedial action, ch. 293 metallic mining, ch. 295 nonmetallic mines reclamation: oil & gas, or rule or order issued under ch. 299, the court shall impose this surcharge Distribution of funds: 100% to the state Environmental Fund.
Fishing Net Removal Surcharge (FNETC) (FNETS)	29.991	cost of removal + 75%	-if the court imposes a forfeiture under 29.931(2)(am) for failure to reimburse DNR for costs of removing a net, the court shall impose a fishing net removal surcharge equal to the cost of removing the net plus 75% of the amount of the forfeiture. Distribution of funds: 100% to state Dept of Natural Resources Conservation Fund.

WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES
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Name	Statute	Percentage or Amount	Description
Fishing Shelter Removal Surcharge (FSH)	29.985	varies	-defendant to pay the cost of seizure, destruction or sale of the fishing shelter -in addition, the court shall impose a fishing shelter removal surcharge equal to the costs that should have been reimbursed under 29.404(2) -if defendant does not reimburse these costs within 20 days, court shall impose forfeiture up to \$100 under 29.404(3). Distribution of funds: 100% to state Dept. of Natural Resources Conservation Fund Fish and Wildlife Account.
Global Positioning System Tracking Surcharge (GPS)	973.057	\$200 per count	-if a court convicts a person for violation of a temporary restraining order or injunction under 813.12 or 813.125, the court shall impose a GPS tracking surcharge for each offense. Distribution of funds: 100% to Dept of Corrections for GPS tracking devices.
Great Lakes Resources Surcharge (GLRES)	29.9905	75% of fine or forfeiture	-if a court imposes a fine or forfeiture for violation of 29.503 involving Great Lakes fish or for a violation of 29.514 or 29.519, the court shall impose a Great Lakes resource surcharge of 75% of the fine or forfeiture. Distribution of funds: 100% to Dept of Nat Resources for research on Great Lakes fish.
Ignition Interlock Surcharge (IIDS)	343.301(5)	\$50	-if the court enters an order under 343.301(1g) restricting the person's operating privileges, the court shall impose and the person shall pay an ignition interlock surcharge of \$50. Distribution of funds: 100% to the county treasurer.
Jail Surcharge (JAIL)	302.46(1)	1% of fine or forfeiture or \$10 per count, whichever is greater	-if the court imposes a fine or forfeiture for a violation of state law or municipal or county ordinance it shall impose a jail surcharge for each count -does not apply to smoking, disability ID card, safety belt, non-moving traffic violations or failure to carry proof of insurance Distribution of funds: 100% retained by counties to construct, remodel, repair or improve county jails.
Justice Information Surcharge (JINFO)	814.86(1)	\$21.50	-the clerk of circuit court shall collect \$21.50 from any person paying a fee for civil actions under 814.61(1)(a) or (3); administrative & municipal appeals under 814.61(8m); garnishment, wage earner, and small claims actions under 814.62; or forfeiture actions under 814.63(1) -does not apply to safety belt, disability ID card violations or failure to carry proof of insurance Distribution of funds: \$6 of each \$21.50 to WI Supreme Court for court automation under 20.680(2)(j); \$700,000 to state general fund; remainder to state Dept. of Admin for various justice programs.
Juvenile Delinquency Victim Witness Surcharge (JDVWA)	938.34(8d)	\$20 per case	-when a juvenile is adjudicated delinquent, the court shall, in addition to any disposition imposed under 938.34, impose a delinquency victim & witness assistance surcharge of \$20. Distribution of funds: 100% to state Dept. of Justice to fund victim and witness services.
Municipal Fee	814.63(2)	\$5	-upon disposition of a forfeiture action in circuit court for violation of a county, town, city, village, town sanitary district or public inland lake protection and rehabilitation district ordinance, the above government unit shall pay a non-refundable \$5 fee -does not apply to safety belt violations or failure to carry proof of insurance Distribution of funds: 100% to clerk of circuit courts.

WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES
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Name	Statute	Percentage or Amount	Description
Natural Resources Surcharge (NATR)	29.987 169.46(1)	75% of fine or forfeiture	-if the court imposes a fine or forfeiture for violation of ch. 29 (wild animals and plants) or or ch. 169 (captive wildlife), or related order the court shall impose this surcharge Distribution of funds: 100% to state Dept. of Natural Resources Conservation Fund.
Natural Resources Restitution Surcharge (NREST)	29.989 169.46(2)	varies	-if the court imposes a natural resources restitution surcharge for violation of ch. 29 or Ch. 169, or a related order, the court shall impose this surcharge in the amount of the statutory fee of the approval which should have been obtained -do not treat this as restitution for purposes of the restitution surcharge under 973.06(1)(g) Distribution of funds: 100% to state Dept. of Natural Resources Conservation Fund.
Penalty Surcharge (PEN)	757.05	26% of fine or forfeiture	-if the court imposes a fine or forfeiture for a violation of state law or municipal or county ordinances, it shall impose a penalty surcharge -does not apply to smoking, disability ID card, non-moving traffic, safety belt violations or failure to carry proof of insurance Distribution of funds: 100% to state Dept. of Justice for law enforcement training and related services.
Railroad Crossing Improvement Surcharge (RRCI)	346.495 346.65(4r) 346.177	50% of forfeiture	-if the court imposes a forfeiture under 346.49(1g), (2m)(a), (am), or (b), for a violation of 346.44, 346.45, or 346.46(3) the court shall impose this surcharge Distribution of funds: 100% to state Dept. of Transportation to fund railroad crossing protection installation and maintenance.
Restitution Surcharge (RST10)	973.06(1)(g)	10% of any restitution ordered	-if the court orders restitution under 973.20(1r), the court shall impose an amount equal to 10% of the restitution ordered Distribution of funds: 100% to county treasurer.
Restitution Administrative Surcharge (REST5)	973.20(11)(a)	5% of total fines, surcharges, costs, etc.	-if defendant is not placed on probation or sentenced to prison, the court may order that restitution be paid to the clerk of circuit court for transfer to the appropriate person -if defendant is placed on probation, restitution paid to DOC for transfer to the appropriate person -the court shall impose a surcharge equal to 5% of the total amount of restitution, costs, attorney fees, fines and surcharges, including the 10% restitution surcharge Distribution of funds: 100% to Dept. of Corrections or clerk for administrative expenses.
Safe Ride Program Surcharge (SRPS)	346.657(1)	\$50 per case	-if the court imposes a fine or forfeiture for a violation of operating under influence of intoxicant or other drug under 346.63(1) or (5) or a local ordinance in conformity; or injury by intoxicated use of a vehicle under 346.63(2) or (6) or 940.25; or homicide by intoxicated use of a vehicle under 940.09, it shall impose a safe ride program surcharge. Distribution of funds: 100% to Dept. of Administration for the Safe Ride Program under 85.55.
Sheriff's Surcharge (WF)	973.06(1)(a) & 814.70	varies	-the necessary disbursements and surcharges of officers allowed by law and incurred in connection with the arrest, preliminary examination and trial of the defendant -use amount on the bench warrant or order to produce; if none don't assess Distribution of funds: 100% to county sheriff's dept.

WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES
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Name	Statute	Percentage or Amount	Description
Snowmobile Registration Restitution Payments (SNOW)	350.115	varies	-if the court imposes a forfeiture for a violation of ch. 350 where payment of a snowmobile registration fee is required, the court shall impose a snowmobile registration restitution payment equal to the required fee that should have been paid -do not treat this as restitution for purposes of the restitution surcharge under 973.06(1)(g) Distribution of funds: 100% to state Dept. of Natural Resources Conservation Fund.
Special Prosecution Clerks Surcharge (MILWP)	814.86(1m)	\$3.50	-Milwaukee only, applies whenever the Justice Information Surcharge is assessed Distribution of funds: 100% to Dept. of Administration to reimburse Milwaukee County district attorney expenses under 20.475(1)(i)
Supplemental Food Enforcement Surcharge (Formerly WIC) (FOOD)	253.06(4)(c)	50% of fine, forfeiture or recoupment	-if a court imposes a fine, forfeiture or recoupment for a violation of this subsection, the court shall impose this surcharge (formerly 49.17(4)(c)) on the total for all offenses. Distribution of funds: 100% to state Dept. of Health Services for the administration of the supplemental food program for women, infants and children.
Truck Driver Education Surcharge (TRUCK)	349.04(1)	\$8 per count	-if the court imposes a fine or forfeiture for a violation of ch. 346-348 or a rule issued under ch. 346-48 and the violation involved a commercial motor vehicle, the court shall impose a truck driver education surcharge of \$8. Distribution of funds: 100% to fund truck driver training grants.
Uninsured Employers Surcharge (UNEMP)	102.85(4)(a)	75% of fine or forfeiture	-when an employer fails to comply with ch. 102.16(3) or 102.28(2) (worker's compensation) and if the court imposes a fine or forfeiture, it shall impose this surcharge Distribution of funds: 100% to the state Uninsured Employers Fund.
Victim/Witness Surcharge (VW)	973.045(1)	Misd. \$67 Felony \$92 per count	-if the court imposes a sentence or places a person on probation, the court shall impose the crime victim and witness assistance surcharge for each offense or count -surcharge applies even if no fine or forfeiture is imposed -surcharge may not be waived, reduced or forgiven for any reason, 973.045(1). -surcharge also imposed if the complaint charged one or more crimes and, as a result of the complaint being amended, the defendant is found guilty of a forfeiture in lieu of one of those crimes. Either the felony or misdemeanor surcharge applies depending on the crime originally charged in the complaint. Distribution of funds: 100% to state Dept. of Justice to fund victim and witness services.
Weapons Surcharge (WEAP)	167.31(5)(a)	75% of fine or forfeiture	-if the court imposes a fine or forfeiture for a violation of this section, (safe transportation of weapon) the court shall impose a weapons surcharge Distribution of funds: 100% to state DNR Conservation Fund for law enforcement operations.
Wild Animal Protection Surcharge (WLDAN)	29.983(1)(a)	varies by animal	-if the court imposes a fine or forfeiture under this chapter for unlawful killing, wounding, catching, taking, trapping or possession of a wild animal specified in par(b), the court may impose this surcharge in an amount specified by 29.983(1)(b) -surcharge is imposed per animal. See 29.983(b) for detail Distribution of funds: 100% to state Dept. of Natural Resources Conservation Fund.
Wildlife Violator Compact Surcharge (WVCS)	29.99	\$5 per count	-if the court imposes a fine or forfeiture for a violation of ch. 29 or an order issued under it, the court shall impose a \$5 surcharge for the violation Distribution of funds: 100% to state Dept of Natural Resources Conservation Fund.

Fees Originating in the Clerk of Circuit Court's Office

All fees are mandated by statute and are not discretionary...

- See the State Court Fee Table at <https://www.wicourts.gov/courts/circuit/docs/fees.pdf> The second through eighth pages provide the universe of fees assessed by the Clerk of Circuit Court.
- Most statutory fees can be waived through the fee waiver petition. Anyone affirming that they are eligible for any form of means-tested public assistance is automatically granted a fee waiver.
- Other fines, forfeitures and surcharges are assessed by the judiciary, some mandatory, some discretionary.

... except this one

- The only discretionary fee we assess is the payment plan fee established under Ch. 59.40(5)(c) Wis. Stats. “The clerk of circuit court may charge and collect a fee for the establishment and monitoring of a payment plan for persons ordered to make payments to the clerk of circuit court. The amount of the fee may not exceed \$15 and shall be on a sliding scale based on the person's ability to pay in view of the person's income.”
- If a person applying for a payment plan would otherwise qualify for a filing fee waiver or State Public Defender representation, we do not assess the fee.
- Revenue from this fee amounted to approximately \$15,000 in 2019.



Questions?

☐ Amended

-VS-

**Petition for Waiver of Fees and Costs
Affidavit of Indigency**

Case No. _____

UNDER OATH, I STATE THAT because of poverty, I am unable to pay ☐ any filing and service fees, including the electronic filing fee, or ☐ _____, in this action, proceeding, or appeal, or to give security for those fees, and request waiver of those fees. I am attaching a copy of my pleading in this matter.

**Complete Section 1 if you receive aid from any of the programs listed.
If you do not receive aid, complete Section 2 only.**

Section 1.

- ☐ I currently receive
- ☐ Supplemental security income. ☐ Relief funded under §59.53(21), Wis. Stats. ☐ Medical assistance.
- ☐ Food stamps/FoodShare. ☐ Relief funded under public assistance.
- ☐ Benefits for veterans under §45.40 (1m) or 38 USC 501-562.
- ☐ Legal representation from a civil legal services program or a volunteer attorney program based on indigency.
- Name of program: _____
- ☐ Other means-tested public assistance: _____

My financial situation ☐ has ☐ has not changed since I became eligible for this program.

If you checked the "has" box, and such changes would make you ineligible for the program(s) if you applied today, you must complete Section 2.

Section 2.

- I ☐ am ☐ am not married.
- I ☐ am ☐ am not employed. Name of employer: _____
- I earn [Gross pay] \$ _____ ☐ weekly. ☐ every 2 weeks. ☐ twice monthly. ☐ monthly.
My take-home pay [after taxes and deductions] is \$ _____ per pay period.
- I receive gross monthly income totaling the amount of \$ _____ from
☐ Pension ☐ Social security ☐ Unemployment compensation
☐ Disability ☐ Student loans/grants ☐ Other: _____
- I have the following cash assets:
☐ Savings accounts: \$ _____ ☐ Cash: \$ _____
☐ Checking accounts: \$ _____ ☐ Money owed me: \$ _____
- I have the following other assets:
☐ Vehicle-Yr./Make: _____ \$ _____ ☐ Household furnishings: \$ _____
☐ Vehicle-Yr./Make: _____ \$ _____ ☐ Equity in real estate: \$ _____
☐ Other individual assets valued over \$200 each: _____ \$ _____
- My household consists of myself and _____ others:
Full name: _____ Relationship to me: _____ Under age 18 ☐ Yes ☐ No
Full name: _____ Relationship to me: _____ Under age 18 ☐ Yes ☐ No
Full name: _____ Relationship to me: _____ Under age 18 ☐ Yes ☐ No
Full name: _____ Relationship to me: _____ Under age 18 ☐ Yes ☐ No
Full name: _____ Relationship to me: _____ Under age 18 ☐ Yes ☐ No

8. The other members of my household have gross monthly income totaling the amount of \$ _____ from
- | | | | |
|---------------------------------------|---|--|---|
| <input type="checkbox"/> Wages | <input type="checkbox"/> Social security | <input type="checkbox"/> Relief funded under public assistance | <input type="checkbox"/> Food stamps/FoodShare |
| <input type="checkbox"/> Pension | <input type="checkbox"/> Student loans/grants | <input type="checkbox"/> Unemployment compensation | <input type="checkbox"/> Supplemental security income |
| <input type="checkbox"/> Disability | <input type="checkbox"/> Relief funded under §59.53(21), Wisconsin Statutes | | <input type="checkbox"/> Support/maintenance |
| <input type="checkbox"/> Other: _____ | | | |

9. I have the following debts: Amount: Monthly Payment:
- | | | |
|------------------|----------|----------|
| a. Mortgage/Rent | \$ _____ | \$ _____ |
| b. Auto loan | \$ _____ | \$ _____ |
| c. Credit cards | \$ _____ | \$ _____ |
| d. Other: _____ | \$ _____ | \$ _____ |
| e. _____ | \$ _____ | \$ _____ |

10. I have the following unusual expenses, other than ordinary living expenses:
- _____
- _____

State of _____
County of _____
Subscribed and sworn to before me on _____

Notary Public/Court Official

Name Printed or Typed

My commission/term expires: _____

☐ This notarial act involved the use of communication technology.

I understand that if my financial situation changes,
I must notify the court immediately.



Signature

Print or Type Name

Date of Birth

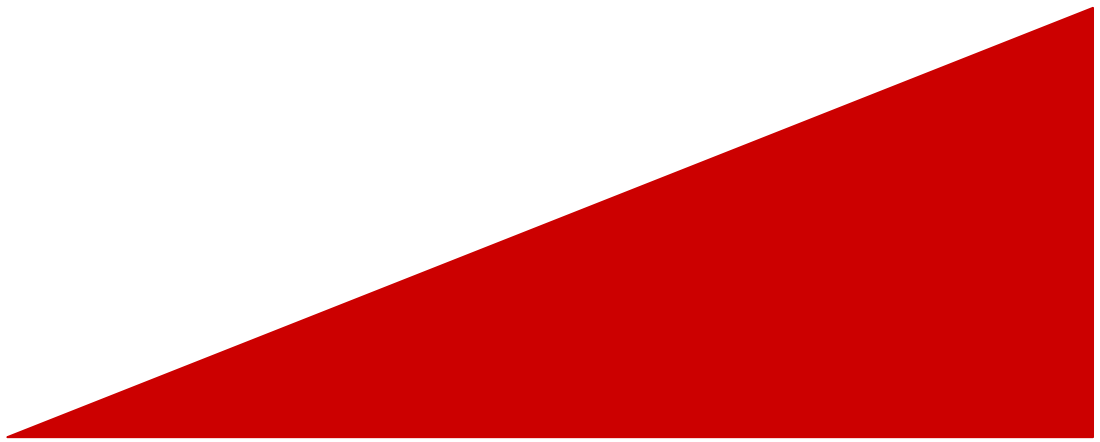
Address

Email Address

Telephone Number

Date

Legal Financial Obligations



LEGAL FINANCIAL OBLIGATIONS IN WISCONSIN

LEGAL FINANCIAL OBLIGATIONS IN WISCONSIN

December 2018

Wisconsin Director of State Courts Office

- Tyler Brandt

National Center for State Courts

- Cynthia G. Lee
- Scott E. Grave

II. OVERVIEW OF LEGAL FINANCIAL OBLIGATIONS IN WISCONSIN

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The term “fine” is used to refer to the monetary penalty for a crime.

The term “forfeiture” refers to the monetary penalty for violation of non-criminal state laws, local ordinances, and state regulations.

**The maximum and minimum monetary penalties are set by the legislature.
The exact amount imposed in each case is determined by the court.**

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The money collected from criminal fines and state forfeitures is deposited in the [state school fund](#).

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The money collected from criminal fines and state forfeitures is deposited in the **state school fund**.

The Wisconsin Constitution, art. X, sec. 2, requires that the “clear proceeds” of all fines and forfeitures collected for any breach of state penal laws must be deposited in the state’s common school fund and cannot be used for any other purpose.

A. Surcharges

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- or may be a fixed amount, assessed against defendant upon conviction.**

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- a percentage of the fine or forfeiture;
- or may be a fixed amount, assessed against defendant upon conviction.

The first statutory surcharge, a 10% penalty surcharge, was enacted by the 1977 Legislature to fund state programs for training law enforcement officers.

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- revenue collected by circuit courts rose from **\$10.8 million to \$67.9 million**.

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- the number of surcharges increased from **9 in 1987 to 25 in 2001**;
- revenue collected by circuit courts rose from **\$10.8 million to \$67.9 million**.
- Today, a total of **35 surcharges** have been enacted.
- Some have **increased percentages or amounts** since first enacted.
- Total of **\$93.2 million collected** by the circuit courts in CY-2017.

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Some of the surcharges raise millions of dollars each year, while some raise no money at all.

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The counties receive the proceeds of the crime prevention funding board, ignition interlock, jail, and restitution surcharges.

The circuit courts receive a portion of the justice information surcharge to support the court automation program.

Most of the growth in revenues has gone to the state general fund and to specific funds for the benefit of state agencies.

B. Fees and Costs

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The clerk's fee for forfeiture cases has risen from **\$15 in 1983 to \$25 today**, with proceeds divided between the state general fund, the county, and the state court Circuit Court Automation Program (CCAP).

B. Fees and Costs

The clerks of circuit courts charge statutory fees for processing forfeiture and criminal cases.

The clerk's fee for forfeiture cases has risen from **\$15 in 1983 to \$25 today**, with proceeds divided between the state general fund, the county, and the state court Circuit Court Automation Program (CCAP).

The fee for criminal cases has risen from **\$20 in 1983 to \$163 today**, with the clerk's share remaining at \$10 and the state general fund receiving the rest.

B. Fees and Costs

In 2017, the circuit courts added a \$20 eFiling fee for each case, applicable to all attorneys and for self-represented defendants who choose to eFile.

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In 2017, the circuit courts added a \$20 eFiling fee for each case, applicable to all attorneys and for self-represented defendants who choose to eFile.

The legislature also allows recoupment of a number of costs, including the cost of blood draws in drunk driving cases, attorney fees, guardian ad litem fees, and some aspects of criminal investigations.

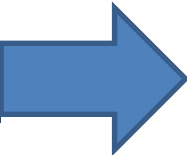


Fines, Costs & Fees Calculator, ver. 3.21.18 (for
Questions or Errors contact nicholas.mcnamara@wicourts.gov)

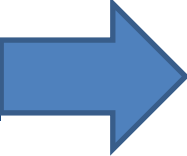
Step 1: Enter Total Number of Convictions in Cell F5 (confirm
match in Cell R36 when complete)



Step 2: Enter Total Fine Amount for any counts in Cells
H15, J15, M15 or O15



Step 3: Change H23 and/or M23 from "No" to "Yes" if Fine for
Drug Related Offense



Step 4: Enter Total Number of Convictions *without* Domestic Abuse
Surcharge in Cells H30, J30, M30 or O30



Step 5: Enter Total Number of Convictions *with* Domestic Abuse
Surcharge in Cells H34, J34, M34 or O34



TOTAL CONVICTIONS:
#
0

Misdemeanor with or without a Fine

Clerk's Fee	163.00
Crime Lab Surcharge	13.00
Victim/Witness Surcharge	67.00
DNA surcharge	200.00

Fine Amount	
Penalty Surcharge of 26%	-
Jail Surcharge of 1% or \$10	FALSE
Driver Improvement Assessment	
Drug Related Fine (Yes or No)	No
75% of Fine & Penalty Surcharge	FALSE

Total

443.00

# Convictions with no Abuse Surcharge	
Total	-
# Convictions with \$100 Abuse Surcharge	
Total	-

Grand Total	\$
--------------------	-----------

**Misdemeanor
OWI with a Fine**

**Felony with
or without a Fine**

**Felony OWI with
a Fine**

163.00

163.00

163.00

13.00

13.00

13.00

67.00

92.00

92.00

200.00

250.00

250.00

300.00

600.00

78.00

-

156.00

10.00

FALSE

10.00

485.00

485.00

No

FALSE

1,316.00

518.00

1,769.00

0

-

-

-

0

-

-

-

0

TRUE

-

Vic./Wit. only \$ -

Remit

\$ -