# PUBLIC PROTECTION AND JUDICIARY, FINES AND FEES SUBCOMMITTE REPORT OF RECOMMENDATIONS 

## Executive Summary

After a comprehensive review of the fines and fees currently assessed in the civil, human services, and criminal justice system in Dane County, the Fines and Fees Subcommittee of the Public Protection and Judiciary Committee of the Dane County Board ("Subcommittee") developed a number of recommendations to reduce or eliminate the impact these fines and fees have on Dane County residents. The Subcommittee decided on 11 recommendations that have countywide applicability and additional recommendations for certain county agencies. In the course of performing its duties, the Subcommittee also identified a number of different fines and fees that have since been eliminate by the County Board through resolutions and ordinance changes.

## Mission

The Subcommittee's charge was set forth in 2019 RES-507, a copy of which is included in the attached appendix. The Subcommittee's duties were to complete a "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." In addition, the Subcommittee was to make recommendations on approaches to mitigate the impact of these charges. The Subcommittee was to produce a report highlighting these recommendations, and to present the report to the Public Protection and Judiciary and the Health and Human Needs Committees.

## Legislation

During the Subcommittee's review of the fines and fees currently assessed by County departments, the Subcommittee learned of fines for Juvenile Justice, Deferred Prosecution and First Offender Program services. In order to provide more immediate relief to Dane County residents during the COVID-19 pandemic, county board supervisors who were members of the Subcommittee introduced 2020 RES-267 and 2020 OA-042. Resolution 267 was drafted to eliminate certain Juvenile Justice fees, and OA-042 was drafted to eliminate fees for the Deferred Prosecution and First Offender Programs. The Dane County Board of Supervisors ultimately adopted the resolution and ordinance amendment. A copy of the resolution and ordinance amendment is included in the appendix.

## Evaluation \& Recommendations

The Subcommittee requested presentations from the following county departments: Juvenile Court Program, Human Services, the District Attorney's Office, Family Court Services, Corporation Counsel, Clerk of Court's Office, the Wisconsin Department of Revenue, and the Sherriff's Office. Each department was tasked with answering a series of questions related to the department's issuance of fines and fees. A copy of each department's presentation is included in the appendix.

After the presentations, the Subcommittee developed 11 countywide recommendations designed to reduce or eliminate the impact of fines and fees on Dane County residents. They are:

## Countywide Recommendations:

1. Work with county staff, including but not limited to Department of Administration, Human Services, Clerk of Courts, Family Court Counseling, Sheriff's Office, and Corporation Counsel, to develop a uniform waiver form that can be used across services, building off the mandated court forms.
2. Create a uniform policy for when fees should be waived and when someone qualifies for a payment plan if they do not qualify for a fee waiver.
3. Educate consumers on the fee waiver process, including how to request and qualify for waivers or payment plans. Public education should include the creation of a single landing page on the county's website.
4. Prior to creating a new fee or increasing a current fee, the county department shall conduct a racial equity and racial impact review, and that review shall be presented along with the proposed change to the County Board.
5. Collect racial and gender demographic data on who is being assessed fees, who is requesting a fee waiver or payment plan, who is being granted a fee waiver or payment plan, and who is being sent to collections.
6. Establish a minimum dollar threshold that triggers sending an individual's debt to collections or credit reporting agencies. Debts below that threshold should not be sent to collections or reported to credit reporting agencies.
7. Develop a process for actions to take before a debt is sent to collections or credit reporting agencies. That process should require a variety of attempts at personal contact (telephone, text, email, mail, in person).
8. Add to County's legislative agenda support for eliminating fines and fees that have a disparate impact on race, gender, income, and other protected classes.
9. Share these processes and frameworks on how to reduce fines and fees with other counties and municipalities in Wisconsin, and partner with the State and others to further reduce and eliminate fines and fees throughout Wisconsin.
10. Efforts should be made to determine if individuals or families are experiencing cumulative disproportionate impact of outstanding fines and fees across multiple county departments. Internal agencies should review and collaborate on potential disproportionate impact on single families or individuals, and efforts should be made to eliminate the fines and fees impacting these families and individuals.
11. Have each department that provided a presentation to this subcommittee provide an annual report to the Public Protection and Judiciary Committee of the County Board. The annual report should provide the number of individuals a department has sent to collections for their failure to pay fine or fee and the total amount of money sent to collections. The report's goal is to allow the Public Protection and Judiciary Committee to track the progress made by each department to mitigate the impact of the department's fines or fees.

In addition to the countywide recommendations, the Subcommittee developed agency specific recommendations for the following departments: Family Court Counseling, Corporation Counsel, Juvenile Court Program, the District Attorney's Office and the Sheriff's Office. They are:

## Agency Specific Recommendations:

## Family Court Counseling:

1. Eliminate fee for Tier I for first time Study Fees and Brief Focused Assessment. Eliminate fee for Parental Education for families in Tier I.
2. Adjust the tier amounts to reflect current federal poverty level.
3. When assessing all fees for a family, each parent shall pay a percentage of amount owed by based on the income of that individual parent.
4. FCC should not pursue contempt hearings against individuals for failure to pay outstanding FCC fees.

## Child Support/Corporation Counsel:

1. Eliminate and/or reduce the Genetic Testing Fee.

Juvenile Court:

1. Eliminated in 2020 RES-267

## District Attorney:

1. Eliminated in 2020 OA-042

## Sheriff's Office:

1. Eliminate Huber Fees, and do not charge for services for Huber inmates, such as for transportation.
2. Eliminate Warrant Fees.
3. Eliminate Inmate Copy Fees.

## Next Steps

The Subcommittee also developed additional next steps that the County should consider as it tackles how best to address the disparate impacts that certain fines and fees may have on the Dane County community. They are:

1. Establish a new subcommittee charged with taking a deeper dive into impacts of fines and fees assessed by Dane County and other municipalities within Dane County. The subcommittee should consider the following topics and questions:
A. What happens when people cannot afford the fines and fees that they are being assessed.
B. Review Fines and Fees assessed on the municipal level throughout Dane County.
C. Conduct Public Outreach/Public Hearings to learn about impact of governmental Fines and Fees on Dane County Residents.
D. Review fines, fees and costs associated with jail diversion and whether they should be reduced or eliminated.
2. Review the impacts of other costs assessed by the County, including but not limited to costs in the Dane County Jail.
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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.

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

## 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.

| Original Bayrd | Update | Substitute No. $\qquad$ <br> Resolution No. 2020 RES-267 <br> Ordinance Amendment No. |
| :---: | :---: | :---: |
| Sponsor: Bayrd |  |  |
| Vote Reauired: |  |  |
| Majority | Two-Thirds $\checkmark$ |  |

## 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) - $\qquad$ No Fiscal Effect $\qquad$ Results in Revenue Increase $\qquad$ Results in Expenditure Increase $\qquad$ Results in Revenue Decrease $\qquad$ Results in Expenditure Decrease | Budget Effect (check all that apply) $\qquad$ No Budget Effect $\qquad$ Increases Rev. Budget $\qquad$ Increases Exp. Budget $\qquad$ Decreases Rev. Budget $\qquad$ Decreases Exp. Budget $\qquad$ Increases Position Authority $\qquad$ Decreases Position Authority $\qquad$ |
| :---: | :---: |

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:

| Expenditures - | Current Year |  | Annualized |  | Revenues - | Current Year |  | Annualized |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | Increase | Decrease | Increase | Decrease |  | Increase | Decrease | Increase | Decrease |
| Personal Services |  |  |  |  |  |  |  |  |  |
| Operating Expenses |  |  |  |  | Federal |  |  |  |  |
| Contractual Services |  |  |  |  | State |  |  |  |  |
| Capital |  |  |  |  | Other |  | \$3,700 |  | \$45,000 |
| Total | so | so | \$0 | so | Total | \$0 | \$3,700 | so | \$45,000 |

## Personnel_Impact/FTE_Changes:

None

Prepared By:

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

# 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 $\sqrt{ }$ Veto____


Date $12-21-200$

## 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.]

Title of Resolution or Ord. Amd.:

| $\checkmark$ Original | Update | Substitute No. $\qquad$ <br> Resolution No. $\qquad$ <br> Ordinance Amendment No. ${ }^{2020 \text { OA-042 }}$ |
| :---: | :---: | :---: |
| Sponsor: |  |  |
| Vote Required: |  |  |
| Majority | Two-Thirds $\checkmark$ |  |

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) - | Budget Effect (check all that apply) |
| :---: | :---: |
| No Fiscal Effect | $\checkmark \quad$ No Budget Effect |
| Results in Revenue Increase | Increases Rev. Budget |
| Results in Expenditure Increase | Increases Exp. Budget |
| $\checkmark \quad$ Results in Revenue Decrease | Decreases Rev. Budget |
| Results in Expenditure Decrease | _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:

| Expenditures - <br> Personal Services Operating Expenses Contractual Services Capital | Current Year |  | Annualized |  | Revenues - <br> County Taxes <br> Federal <br> State <br> Other | Current Year |  | Annualized |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | Increase | Decrease | Increase | Decrease |  | Increase | Decrease | Increase | Decrease |
|  |  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  | \$10,000 |
| Total | \$0 | \$0 | \$0 | \$0 | Total | \$0 | \$0 | \$0 | \$10,000 |

## Personnel Impact/FTE Changes:

## None

## Prepared By:

| Office of the County Board | Division: |
| :--- | :--- |
| Karin Thurlow | Date: |


| Division: |  |
| :--- | :--- |
| Date: |  |
| 11/19/20 | Phone: 266-5758 |
| Date: |  | 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.
$\qquad$


Date $12-21-20$

## COLLECTION UNIT Court Related Fees

OCTOBER 14, 2020

## COURT RELATED FEES FINANCIAL SUMMARY



## WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES

Effective March 4, 2019

## 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, $973.06(1)(\mathrm{g})$, 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 vioaltions, 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

| TYPE OF ACTION | TOTAL FEE* | CASE CLASS | COMMENTS |
| :---: | :---: | :---: | :---: |
| Appeal <br> from municipal court on the record or by certiorari, 814.61(8)(am)1. | \$129.50 ${ }^{\text {e }}$ | 30601 | \$40 filing fee, \$68 CSS, \$21.50 JINFO |
| new trial, 814.61(8)(am)2. | \$144.50 ${ }^{\text {e }}$ | 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 ${ }^{\text {e }}$ | 30607 | \$40 filing fee, \$68 CSS, \$21.50 JINFO |
| new trial, 814.61(8)(am)2. | \$144.50 ${ }^{\text {e }}$ | 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 ${ }^{\text {e }}$ | 30703 | \$75 filing fee, \$68 CSS, \$21.50 JINFO |
| arbitration re purchase of real property, 799.01(1)(cm), 814.62(3) | \$94.50 ${ }^{\text {e }}$ | 31006 | \$22 filing fee, \$51 CSS, \$21.50 JINFO |
| Certificates <br> 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 |


| TYPE OF ACTION | TOTAL FEE* | CASE CLASS | COMMENTS |
| :---: | :---: | :---: | :---: |
| Civil action <br> claim for money judgment greater than $\$ 10,000,814.61(1)(a)$ | \$265.50 ${ }^{\text {e }}$ | $\begin{gathered} 30100-08 \\ 30301,03,04 \\ 30201,30404 \\ 30405 \end{gathered}$ | \$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 ${ }^{\text {e }}$ |  | 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, $802.02(1 \mathrm{~m})$ |
| personal injury or tort claim greater than $\$ 5000$ up to $\$ 10,000,814.61(1)(\mathrm{a})$ | \$147.50 ${ }^{\text {e }}$ | $\begin{gathered} 30100-08 \\ 30201 \end{gathered}$ | 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 ${ }^{\text {e }}$ | $\begin{gathered} 30100-08 \\ 30201 \\ \hline \end{gathered}$ | 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 ${ }^{\text {e }}$ | 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) <br> includes name change, declaratory judgment, mandamus, habeas corpus, minor settlements, vital statistics amendments after one year and delayed registrations | \$164.50 ${ }^{\text {e }}$ | $\begin{gathered} 30203 \\ 30405 \\ 30701-08 \\ 30950-56 \end{gathered}$ | \$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 ${ }^{\text {e }}$ | 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 ${ }^{\text {e }}$ |  | 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 ${ }^{\text {e }}$ |  | 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 ${ }^{\text {e }}$ |  | open as CV; \$45 filing fee, \$169 CSS, \$21.50 JINFO, 1 fee/action |
| no money judgment | \$134.50 ${ }^{\text {e }}$ |  | \$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, $814.86(1) \&(1 \mathrm{~m})$ : $\$ 21.50$; for fees that include the JINFO, add $\$ 3.50$ in Milwaukee.
${ }^{\mathrm{e}}$ For electronically filed cases, add $\$ 20$ per case per party unless exemptions apply. See page 3.

| 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 ${ }^{\text {e }}$ | 30402 | \$40 filing fee, \$68 CSS, \$21.50 JINFO |
| new trial, 814.61(8)(am)2. | \$144.50 ${ }^{\text {e }}$ | 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 <br> 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 <br> no fee for Wisconsin state \& local governmental units; no fee if motion for waiver of costs \& fees granted under 814.29(1) |

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

| TYPE OF ACTION | TOTAL FEE* | CASE CLASS | COMMENTS |
| :---: | :---: | :---: | :---: |
| Family action commence action, 814.61(1)(a) \& (b) |  | $\begin{aligned} & 40101,40201 \\ & 40503,40803 \end{aligned}$ | divorce, annulment, legal separation, acknowledgment of paternity |
| with no request for support or maintenance | \$184.50 ${ }^{\text {e }}$ |  | \$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 ${ }^{\text {e }}$ |  | \$10 fee for parties not receiving public assistance 814.61(13) |
| action by child support agency, 814.61(1)(c)1. | \$194.50 ${ }^{\text {e }}$ |  | 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 ${ }^{\text {e }}$ | 40501 | \$75 filing fee, \$20 FCCS, \$68 CSS, \$21.50 JINFO |
| with request for support, 814.61(13) | \$194.50 ${ }^{\text {e }}$ |  | \$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 ${ }^{\text {e }}$ | 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 |

[^0]| TYPE OF ACTION | TOTAL FEE* | CASE CLASS | COMMENTS |
| :---: | :---: | :---: | :---: |
| Foreclosure under ch. 846 | \$265.50 ${ }^{\text {e }}$ | 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 ${ }^{\text {e }}$ | 30302 | per debtor: \$20 filing fee, \$169 CSS, \$21.50 JINFO |
| amount \$10,000 or less, 814.62(1), ch. 812 | \$92.50 ${ }^{\text {e }}$ | 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 <br> 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 <br> petition to approve minor settlement, 807.10 | \$164.50 ${ }^{\text {e }}$ | 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 <br> file name change, 786.36-37 | \$164.50 ${ }^{\text {e }}$ | 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 <br> 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 <br> search file or record to locate any one action, 814.61(11) | \$5 |  | per action, when no case number is provided |

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

| 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 ${ }^{\text {e }}$ | $\begin{gathered} 31001-04 \\ 31006 \end{gathered}$ | \$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 ${ }^{\text {e }}$ | 31010 | \$22 filing fee, \$51 CSS, \$21.50 JINFO |
| cross-claim or counterclaim over \$10,000, 814.62(3)(b) | \$125.50 ${ }^{\text {e }}$ |  | \$53 filing fee, \$51 CSS, \$21.50 JINFO |
| third-party complaint \$5000 or less, 814.61(3), 799.01(1)(cr) | \$117.50 ${ }^{\text {e }}$ |  | \$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 <br> 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 $813.12, .122, .123,814.61(1)(\mathrm{d})$ | \$0 | $\begin{gathered} 30709,30710, \\ 30713 \\ \hline \end{gathered}$ | no fee; may collect fee from respondent if convicted of violating TRO |
| harassment <br> 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 ${ }^{\text {e }}$ |  | \$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 ${ }^{\text {e }}$ | 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 ${ }^{\text {e }}$ |  | 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 ${ }^{\text {e }}$ |  | 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 ${ }^{\text {e }}$ |  | open as CV; \$45 filing fee, \$169 CSS, \$21.50 JINFO, 1 fee/action |
| no money judgment requested | \$134.50 ${ }^{\text {e }}$ |  | \$45 filing fee, \$68 CSS, \$21.50 JINFO |

[^1]| 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 regisration | \$164.50 ${ }^{\text {e }}$ | 30708 | \$75 filing fee, \$68 CSS, \$21.50 JINFO <br> name, sex change, birth record, death, marriage, surrogate mother <br> 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 <br> 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 |  |  |

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

*Milwaukee County only - collect $\mathbf{\$ 2 5 . 0 0}$
**Victim-Witness Surcharge applicable if the original criminal complaint charged a crime that was later amended to a forfeiture


Nilwaukee County only - collect \$25.00
**Victim-Witness Surcharge applicable if the original criminal complaint charged a crime that was later amended to a forfeiture

|  |  |  |  |  |  |  |  |  | TOTAL |  | ADD APPLICABLE SURCHARGE AMOUNTS TO TOTAL |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | Clerk's Fee | $\begin{gathered} \hline \hline \text { Penalty } \\ \text { Surcharge } \end{gathered}$ | Jail Surch | $\begin{gathered} \hline \hline \text { Crime Lab } \\ \text { \& Drug } \\ \hline \end{gathered}$ | VictimWitness |  | DNA Analysis |  |  |  | Crime Prev. | Driver Imp, Safe Ride | $\begin{gathered} \hline \hline \text { Drug } \\ \text { Abuse } \end{gathered}$ | Drug Diversion | $\begin{gathered} \hline \hline \text { Domestic } \\ \text { Abuse } \\ \hline \end{gathered}$ | 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).

|  |  |  |  |  |  |  | DNA Analysis |  |  |  | ADD APPLICABLE SURCHARGE AMOUNTS TO TOTAL |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | Clerk's Fee | Penalty Surcharge | Jail <br> Surch | $\begin{gathered} \hline \hline \text { Crime Lab } \\ \text { \& Drug } \end{gathered}$ | VictimWitness |  |  |  | TOTAL |  | Crime Prev. | Driver Imp, Safe Ride | Drug <br> 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 |

[^2]

| 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) <br> -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 | $\$ 13$ <br> 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 <br> -applies to state law and municipal or county ordinances <br> -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 | $\$ 100$ <br> 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: <br> (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. |


| 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: <br> (a) For each conviction for a felony, \$250 <br> (b) For each conviction for a misdemeanor, $\$ 200$ <br> Distribütion of fünds: 1OOOZ to state Dept. of Jústice to support a D DNÄ analysis dàta bank, training prosecutors in the use of DNA analysis, and related costs. |
| Driver Improvement Program Surcharge (DRVIM) | 346.655 | $\begin{gathered} \$ 435 \\ \text { per case } \end{gathered}$ | -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 | $\begin{gathered} \$ 10 \\ \text { per case } \end{gathered}$ | -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) | $\begin{aligned} & \hline 758.19(4 \mathrm{~m}) \\ & 801.18(7)(\mathrm{c}) \end{aligned}$ | $\$ 20$ <br> per case <br> 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 <br> -no fee if motion and waiver of costs and fees granted under 814.29(1) <br> 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 <br> (FNETC) <br> (FNETS) | 29.991 | cost of removal <br> + 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. |


| Name | Statute | Percentage <br> or Amount | varies <br> Fishing Shelter Removal <br> Surcharge <br> (FSH) |
| :--- | :---: | :---: | :--- |


| Name | Statute | Percentage or Amount | Description |
| :---: | :---: | :---: | :---: |
| Natural Resources Surcharge (NATR) | $\begin{gathered} 29.987 \\ 169.46(1) \end{gathered}$ | $75 \%$ 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) | $\begin{gathered} \hline 29.989 \\ 169.46(2) \end{gathered}$ | 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 <br> -do not treat this as restitution for purposes of the restitution surcharge under 973.06(1)(g) <br> 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 <br> -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) | $\begin{gathered} \hline 346.495 \\ 346.65(4 \mathrm{r}) \\ 346.177 \end{gathered}$ | 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 Distribütion of fünds: 1000\% to state D̃ept. of Transportation to fünd 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) | $\begin{gathered} \$ 50 \\ \text { per case } \end{gathered}$ | -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) | $\begin{gathered} 973.06(1)(a) \& \\ 814.70 \end{gathered}$ | 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. |


| 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. Distribütion of fünds: 100̈\% to stäe 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 |
|  |  |  | Disribution 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 <br> 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) <br> -surcharge is imposed per animal. See 29.983(b) for detail <br> 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/conn ind dees. 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?

Petition for Waiver of Fees and Costs Affidavit of Indigency

Case No. $\qquad$

UNDER OATH, I STATE THAT because of poverty, I am unable to pay $\square$ any filing and service fees, including the electronic filing fee, or $\qquad$
$\qquad$ , 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.

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

| 1. | $\square \mathrm{am} \quad \square \mathrm{am}$ not |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| 2. | । $\square \mathrm{am} \square \mathrm{am}$ not | employed. Name of employer: |  |  |  |
| 3. | I earn [Gross pay] \$ $\qquad$ My take-home pay [after taxe | weekly. deductions] is \$ $\qquad$ | $\square$ every 2 weeks. per pay period. | $\square$ twice monthly. | $\square$ monthly. |
| 4. | $\begin{aligned} & \text { I receive gross monthly income totaling the amount of } \$ \quad \text { from } \\ & \begin{array}{lll} \text { Pension } & \square \text { Social security } & \square \\ \text { Unemployment compensation } \\ \square \text { Disability } & \square \text { Student loans/grants } & \square \\ \text { Other: } \end{array} \end{aligned}$ |  |  |  |  |

5. I have the following cash assets:
$\begin{array}{ll}\square \text { Savings accounts: } \\ \square \text { Checking accounts: } & \$\end{array}$

$\qquad$
6. I have the following other assets:
$\square$ Vehicle-Yr./Make:
\$ \$

Household furnishings:
\$
$\square$ Equity in real estate:
\$

7. My household consists of myself and

Full name: $\qquad$
$\qquad$ others:
Full name: $\qquad$
Full name:
Full name: $\qquad$
Full name: $\qquad$
Relationship to me:
Relationship to me:
Relationship to me:
Relationship to me:
Relationship to me:

| Under age 18 | $\square$ Yes | $\square \mathrm{No}$ |
| :--- | :--- | :--- |
| Under age 18 | $\square$ Yes | $\square \mathrm{No}$ |
| Under age 18 | $\square$ Yes | $\square \mathrm{No}$ |
| Under age 18 | $\square$ Yes | $\square \mathrm{No}$ |
| Under age 18 | $\square$ Yes | $\square$ No |

8. The other members of my household have gross monthly income totaling the amount of \$ $\qquad$ from

| $\square$ Wages | $\square$ Social security | $\square$ Relief funded under public assistance | $\square$ Food stamps/FoodShare |
| :--- | :--- | :--- | :--- |
| $\square$ Pension | $\square$ Student loans/grants | $\square$ Unemployment compensation | $\square$ Supplemental security income |
| $\square$ Disability | $\square$ | Relief funded under $\S 59.53(21)$, Wisconsin Statutes | $\square$ Support/maintenance |
| $\square$ Other: |  |  |  |

9. I have the following debts:
a. Mortgage/Rent
b. Auto loan
c. Credit cards
d. Other: $\qquad$
e. $\qquad$

Amount:
\$
\$
\$ $\qquad$
$\$$

Monthly Payment:
\$
\$
$\$$ $\qquad$
10. I have the following unusual expenses, other than ordinary living expenses:

| State of | I understand that if my financial situation changes, I must notify the court immediately. |
| :---: | :---: |
| County of |  |
| Subscribed and sworn to before me on | $\checkmark$ |
|  | Signature |
| Notary Public/Court Official |  |
|  | Print or Type Name |
| Name Printed or Typed |  |
| My commission/term expires: | Date of Birth |
| $\square$ This notarial act involved the use of communication technology. | Address |
|  | Email Address |
|  | Telephone Number Date |

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

| Step 1: | $\begin{array}{c}\text { Enter Total Number of Convictions in Cell F5 } \\ \text { match in Cell R36 when complete) }\end{array}$ | (confirm |
| :--- | :---: | :---: |



| Step 2: | Enter Total Fine Amount for any counts in |
| :--- | ---: | ---: |
| H15, J15, M15 or O15 |  |$\quad$ Cells


| Step 3: | $\begin{array}{c}\text { Change H23 and/or M23 from "No" to "Yes" if } \\ \text { Drug Related Ofense }\end{array}$ | Fine for |
| :--- | :---: | :---: |





## 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 "forfeiture" refers to the monetary penalty for violation of non-criminal state laws, local ordinances, and state regulations.

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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.

# II. OVERVIEW OF LEGAL FINANCIAL OBLIGATIONS IN WISCONSIN 

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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

## A. Surcharges

On top of the fine or forfeiture, the legislature has added a number of surcharges to generate revenue for state and local programs:

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


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On top of the fine or forfeiture, the legislature has added a number of surcharges to generate revenue for state and local programs:

- 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.

## A. Surcharges

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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.


## A. Surcharges

The number of surcharges grew over the next 20 years:

- the number of surcharges increased from 9 in 1987 to 25 in 2001;
- revenue collected by circuit courts rose from $\mathbf{\$ 1 0 . 8}$ 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.


## A. Surcharges

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- like penalty, jail, and crime lab and drug enforcement surcharges.


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- like penalty, jail, and crime lab and drug enforcement surcharges.

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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.

## B. Fees and Costs

In 2017, the circuit courts added a $\$ 20 \mathrm{eFiling}$ 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.


## 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
- 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.
- 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
- 42 USC 654(6)(B) - Deficit Reduction Act-customer annual fee
- 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
- 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
- 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.


## FAMILY COURT SERVICES

FEE INFORMATION PRESENTED 3-10-202I

## 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/ch062-0I-3I-20.pdf
- Under miscellaneous fees
62.13


## PARENT EDUCATION

NO CLASSES 3/2020 THROUGH 8/2020 DUE TO COVID-I9
\$40.OO FEE ASSESSED FOR EACH PARENT, REPEAT AFTER 4 YEARS

- 2019: 918 PEOPLEATTENDED
- COLLECTED $\$ 30,749$
- WAIVED \$1,648
- 2020: 45I ATTENDED
- COLLECTED $\$ 14,313$
- WAIVED \$7IO
- $\$ 75.00$ 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 \$I5I5


## EXTENDED MEDIATION <br> 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 I: $\$ 500$ (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 I84 studies assigned

COLLECTED \$ 136,268 WAIVED \$ 12,165

## BRIEF FOCUSED ASSESSMENT <br> based on gross household income including spousal income

- TIER I: $\$ 300$ 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 \$1 I,050 WAIVED \$500
- 2020 Assigned 14 cases
- COLLECTED \$5,984 WAIVED \$0


## COPY FEES FROM FILE REVIEW <br> GAL GETS 25 COPIES FREE

- . 50 PER PAGE
- 2019 COLLECTED \$3,142
- 2020 COLLECTED \$2,59।


## 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 <br> OPtIonto reduce or eliminate fee or extend timeto 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

- 2019: 83 OSC affidavits with 76 judgments entered
- Balance owed end of 2019, $\$ 89,473$ CUMULATIVE
- \$ 131,94I WITH INTEREST
- PE: Balance $\$ 2840$ : with interest $\$ 3107$
- 2020: II8 OSC affidavits with 59 judgments entered
- Balance owed end of 2020, $\$ 93,804$ CUMULATIVE
- \$14I,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



## Fines and Fees

Dane County Sheriff's Office

## 2019 Fines and Fees Collected

Fines and Fees



## Administrative Services

Dane County Law Enforcement Training Center- The training center hosts schools, jail academy, law enforcement academy (720), classroom space, range, and other public use functions (hunter sight-in)


1. List of all fines and fees that are assessed 2. Demographics for each fine/fee assesed Total individuals
2. Amount collected annually?

Where does the money go
4. What percentage of individuals remit payment without use of any collection efforts: 5. If the fine/fee can be waived, what is the process?

How does an individual know about the ability for waiver?
6. If the fine/fee can be reduced, what is the process?

How is the reduction amount determined?
7. Are there consequences if the fine/fee is not paid Could nonpayment result in loss of currently held service or benefit or loss of entry or access to a desired service?
8. Does Dane County government have authority to reduce or eliminate the fine/fee?
9. If the amount due is not paid, and it is not waived, is there an effort to collect? If yes, what is done?

Dane County Law Enforcement Training Center Not Tracked
Not Tracked
Not Tracked
Not Tracked
Not Tracked
\$173871
\$258604
General Fund
$100 \%$ of fees are received.

No waiver offered.
No waiver offered.
No process for reduced fee
No process for reduced fee.

Non-payment would result in denied use of training center
Yes, decision to not collect the fee.
No process to collect fees.

## Support Services

Support Services Fees - These include civil processing (agencies and others), background records, copies of records, copies of photos, copies of media (video, DVDs, and CDs), and warrant service. Most of the fees are assessed to entities (agencies, law firms, and businesses) versus individuals.


| Civil Process Fees collected from County Agencies | Civil Process Fees collected from Others | Records Fees Collected for Backgrounds | Records Fees Collected for Copies | Records Fees Collected for Photos | Records Fees Collected for Video, DVD, CD | Warrants Fees |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Entities | Entities 4131/2710 | Entities 200/183 | Entities 621/493 | Entities 181/138 | Entities 125/120 | Entities |
| Not tracked | Not tracked | Not Tracked | Not tracked | Not tracked | Not tracked | Not tracked |
| Not tracked | Not tracked | Not tracked | Not tracked | Not tracked | Not tracked | Not tracked |
| Not tracked | Not tracked | Not tracked | Not tracked | Not tracked | Not tracked | Not tracked |
| \$ 329,574.80 | 279,312.12 | 1,410.83 | 4,767.69 | 3,225.74 | \$ 3,155.49 | 19,382.75 |
| \$ 246,933.61 | 174,920.10 | 1,055.27 | 4,438.92 | 2,129.60 | \$ 2,972.20 | \$ 10,851.42 |
| General Fund | General Fund | General Fund | General Fund | General Fund | General Fund | General Fund |
| $100 \%$ of fees are received. |  | $100 \%$ of fees are received. | $100 \%$ of fees are received. | $100 \%$ of fees are received. | $100 \%$ of fees are received. | $100 \%$ of fees are received. |
| No waiver offered. | Indigency application process is available through the Courts | No waiver offered. | No waiver offered. | No waiver offered. | No waiver offered. | No waiver offered. |
| No waiver offered. | Informed by the Courts | No waiver offered. | No waiver offered. | No waiver offered. | No waiver offered. | No waiver offered. |
| No process for reduced fee. | Addressed during the Court process | No process for reduced fee. | No process for reduced fee. | No process for reduced fee. | No process for reduced fee. | No process for reduce fee. |
| No process for reduced fee. | Addressed by the Courts | No process for reduced fee. | No process for reduced fee. | No process for reduced fee. | No process for reduced fee. | No process for reduce fee. |
| Non-payment would result in denied services. | Some cases are referred to Collections | Non-payment would result in denied services | Non-payment would result in denied services. | Non-payment would result in denied services. | Non-payment would result in denied services. | Warrant fees must be paid prior to jail release |
| Yes | Yes | Yes | Yes | Yes | Yes | Yes |
| No process to collect fees. | Some cases are referred to Stark Collections - tax intercept ( $11 \%$ of what | No | No | No | No | No |

## Security Services

Security Services Fees

1. List of all fines and fees that are assessed
2. Demographics for each fine/fee assessed
Total individuals
Race
Gender
Age
3. Amount collected annually?
2019
2020
Where does the money go?
4. What percentage of individuals remit payment without use of any collection efforts?
What percentage of individuals remit payment wit
How does an individual know about the ability for waiver?
5. If the fine/fee can be reduced, what is the process?
How is the reduction amount determined?
6. Are there consequences if the fine/fee is not paid? Could nonpayment result in loss of currently held service or benefit or loss of entry or access to a desired service?
7. Does Dane County government have authority to reduce or eliminate the fine/fee? 9. If the amo
what is done?

| Security Senvices Fees Assessed |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: |
| \$405,000 |  |  |  |  |
| \$305,000 |  |  |  |  |
| \$205,000 |  |  |  |  |
| \$105,000 |  |  |  |  |
|  |  |  |  |  |
| \$5.000 Hut | $\square 2019-2020$ |  |  |  |
| Huber Fees | Inmate Copy | Medical Cpay | Property Damage | Diversion |
| See Pivot Table | See Pivot Table | See Pivot Table | See Pivot Table | See Pivot Table |
| $2019=1592020=50$ | $2019=352020=66$ | $2019=11012020=717$ | $2019=552020=42$ | $2019=4822020=326$ |
| See Pivot Table | See Pivot Table | See Pivot Table | See Pivot Table | See Pivot Table |
| See Pivot Table | See Pivot Table | See Pivot Table | See Pivot Table | See Pivot Table |
| See Pivot Table | See Pivot Table | See Pivot Table | See Pivot Table | See Pivot Table |
| \$178,792.19 | \$203.94 | \$13,400.05 | \$991.86 | \$438,265.48 |
| \$38,048.36 | \$158.90 | \$9,093.17 | \$810.35 | \$298,924.28 |
| General Fund | General Fund | General Fund | General Fund | General Fund |
| No Collection Service | No Collection Services used | No Collection Services used | No Collection Services used | No Collection Services used |
| No Process | No Process | No Process | No Process | Indigency Application process |
| No Process | No Process | No Process | No Process | Website, Diversion Application \& Orientation |
|  |  |  |  | Review of Household income, assets, debts, with Poverty guidelines. Review of current benefits rec'd. |
| No Process | No Process | No Process | No Process |  |
|  |  |  |  | Review of Household income, assets, debts, with Poverty guidelines. Review of current benefits rec'd. |
| No Process | No Process | No Process | No Process |  |
| No | No | No | No | Could result in termination of program or reevaluate fees. |
| Yes | Yes | Yes | Yes | Yes |
| For all outstanding balances, a debt is added to the trust account. When a deposit is made, $25 \%$ of the amount is assessed toward the | , For all outstanding balances, a debt is added to the trust account. When a deposit is made, $25 \%$ of the amount is assessed toward the | For all outstanding balances, a debt is added to the trust account. When a deposit is made, $25 \%$ of the amount is assessed toward the | , For all outstanding balances, a debt is added to the trust account. When a deposit is made, $25 \%$ of the amount is assessed toward the | For all outstanding balances, a debt is added to the trust account. When a deposit is made, $25 \%$ of the amount is assessed toward the |

## Security Services

Huber Fees- 35.03 HUBER LAW PRISONERS. Each Huber prisoner who is confined in the jail shall be liable for the cost of his or her maintenance and board in the amount of $\$ 23.79$ per day for the period during which he or she is so confined and gainfully employed. The rate shall be reduced by one-half for prisoners employed less than 30 hours in a week. [HISTORY: am., OA 7, 1991-92, pub. 08/07/91, eff. 09/01/91; am., Sub. 3 to OA 34, 1994-95, pub. 11/01/95, eff. 12/01/95; am., OA 37, 1997-98, pub. 05/19/98, eff. 06/01/98; am., OA 30, 2002-03, pub. 04/23/03; am., OA 38, 2006-07, pub. 05/02/07; am., OA 34, 2007-08, pub. 11/28/07; am., Sub. 1 to OA 29, 2009-10, pub. 11/25/09, eff. 01/01/10.]

Fulltime (work $30+$ hours in a week) $=\$ 166.53$ per week;
Part time (work less than 30 hours in a week) $=\$ 83.30$ per week



## Security Services

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Fulltime (work $30+$ hours in a week) $=\$ 166.53$ per week;
Part time (work less than 30 hours in a week) $=\$ 83.30$ per week


## Security Services

 subsection 2 was not listed under this ordinance)
3) Paper copies of microfiche or other photographic records shall be at the rate of 50 cents per single-sided copy, except that photographs from the sheriff's department shall be at the rate of $\$ 2.00$ for each $4 \times 5$ color photograph, $\$ 3.00$ for each $5 \times 7$ color photograph, $\$ 5.00$ for each $8 \times 10$ color photograph, and $\$ 25$ for each $16 \times 20$ color photograph, plus tax
(4) Microfiche copies of existing microfiche records shall be at the rate of $\$ 2.15$ per copy except that in the case of a regular purchaser of such copies, the finance committee is authorized to execute an agreement with such a purchaser authorizing terms which will provide for an adequate recovery of actual, necessary and direct costs of providing copies.
(5) Copies of documents, other than those described above, shall be at a cost sufficient to recover the actual costs of the county in providing such copies
(6) Persons requesting the mailing of copies shall be responsible for the actual, necessary and direct costs of mailing.
 OA 35, 2007-08, pub. 11/28/07.]

Copies requested $=\$ .25$ each


## Security Services

 isted under this ordinance)

4) Microfiche copies of existing microfiche records shall be at the rate of $\$ 2.15$ per copy except that in the case of a regular purchaser of such copies, the finance committee is authorized to execute an agreement with such a
urchaser authorizing terms which will provide for an adequate recovery of actual, necessary and direct costs of providing copies.
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 11/28/07.]

Copies requested $=\$ .25$ each


## Security Services

 a subsection 2 was not listed under this ordinance)
 each $4 \times 5$ color photograph, $\$ 3.00$ for each $5 \times 7$ color photograph, $\$ 5.00$ for each $8 \times 10$ color photograph, and $\$ 25$ for each $16 \times 20$ color photograph, plus tax.
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Peron (2) (4) (5) 2017183; (2)

Copies requested $=\$ .25$ each


## Security Services

Medical Co-Pay. Agreement \#13248, Res. 263, 2017-2018 - Expiration Date: December 31, 2022; The Provider shall cooperate with the County in the administration of the County's policy regarding the collection of medical co-pays from inmates.

Nurse Call = \$5
Doctor Call $=\$ 10$
Dentist Call $=\$ 10$



## Security Services

Medical Co-Pay. Agreement \#13248, Res. 263, 2017-2018 - Expiration Date: December 31, 2022; The Provider shall cooperate with the County in the administration of the County's policy regarding the collection of medical co-pays from inmates.

[^3]Dentist Call $=\$ 10$


## Security Services

Medical Co-Pay. Agreement \#13248, Res. 263, 2017-2018 - Expiration Date: December 31, 2022; The Provider shall cooperate with the County in the administration of the County's policy regarding the collection of medical co-pays from inmates.

Nurse Call = \$5
Doctor Call = \$10
Dentist Call = \$10

2020 Medical Copay Assessed by Race and Age


2020 Medical Copay Assessed by Sex and Race


## Security Services

Property Damage - Excerpt from Jail Handbook: Page 39: You may be criminally charged and/or required to pay restitution for damaged, lost, or stolen property. Money may be withdrawn from your commissary account. Page 71: Jail Rule: You will not alter or damage property

Property Damage $=$ based on the damaged property value



## Security Services

Property Damage - Excerpt from Jail Handbook: Page 39: You may be criminally charged and/or required to pay restitution for damaged, lost, or stolen property. Money may be withdrawn from your commissary account. Page 71: Jail Rule: You will not alter or damage property.

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Property Damage $=$ based on the damaged property value


2020 Property Damage in the Jail Assessed by Race and Age

2020 Property Damage in the Jail Assessed by Age and Sex

## Security Services

62.32 FEESFOR PARTICIPATION IN JALL DIVERSION PROGRAM. (1) Every person placed in the Jail Diversion Program by the Sheriff shall pay a daily electronic monitoring fee of $\$ 26.45$ as authorized by sec. §302.425(3), Wis. Stats.
(2) The Sheriff or his or her duly authorized designee is hereby empowered to reduce or eliminate the fees required by this section 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.


 pub. 11/26/14.]

Regular $=\$ 26.45$ per day
Reduced $=\$ 13.23$ per day
Indigent $=\$ 0$



## Security Services

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(3) At the first Public Protection and Judiciary Committee meeting following June 1st of each year, the Sheriff will present and report on all aspects of this ordinance. This includes, but is not limited to, current written policies in place and any proposed changes, participation levels and trends, and demographic data. The Sheriff will report back at additional times as requested by the committee [History: 62.32 cr., OA 9, 1986-87, adopted 07/17/86; 62.32 repealed in its entirety, OA 16, 2003-04, pub. 10/03/03; newly cr. 62.32, OA 33, 2004-05, pub. 04/21/05; (1) am., OA 43, 2007-08, pub. 02/01/08; 62.32 am., Sub. 2 to OA 51, 2007-08, pub. 07/30/08, eff. 01/01/09; (1) am., 2014 OA-053, pub. 11/26/14.]

Regular $=\$ 26.45$ per day
Reduced $=\$ 13.23$ per day
Indigent $=\$ 0$

2019 Diversion Fees Assessed
by Race and Age


2019 Diversion Fees Assessed by Race and Age


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Regular $=\$ 26.45$ per day
Reduced $=\$ 13.23$ per day
Indigent $=\$ 0$


## 2021 RES-001

AUTHORIZING THE SHERIFF'S OFFICE ELIMINATION OF OUTSTANDING DEBT
The Dane County Sheriff's Office requests authorization to eliminate outstanding court fees and fines. Dane County citizens have experienced significant financial burden over the past 12 months because of the COVID-19 pandemic and individuals engaged in the criminal justice system do not have resources to pay court fees and fines

The Dane County Jail has identified total outstanding debt, as of March 8, 2021, of $\$ 149,828.75$. Request authorization for immediate elimination of debt for fees and fines charged for Bookkeeper, Huber Fees, Diversion CAMP and PATH, Fraud, Inmate Copy, Medical Co-pay, and Negative Balance as follows:

|  | Debt |
| :--- | ---: |
| Bookkeeper | $\$ 4,237.43$ |
| Huber Fees | $\$ 106,609.37$ |
| Diversion-CAMP | $\$ 8,922.00$ |
| Diversion-PATH | $\$ 6,130.29$ |
| Fraud | $\$ 195.92$ |
| Inmate Copy | $\$ 25.44$ |
| Medical Copay | $\$ 22,159.57$ |
| Negative Balance | $\$ 1,548.73$ |
| TOTAL | $\$ 149,828.75$ |

- Bookkeeper - stolen phone minutes; when an inmate steals phone minutes from another inmate, debt is assigned the responsible inmate
- Huber Fees - inmates that have been released and still owe Huber Board and inmates who owe past board from previous bookings
- Diversion CAMP- unpaid CAMP electronic monitoring fees
- Diversion PATH - unpaid Pathfinder electronic monitoring fees, this Program is no longer in operation
- Fraud- is specific to one inmate who used a fraudulent credit card
- Inmate Copy- unpaid copying fees
- Medical Copay - inmates who have been released who have unpaid medical copays and current inmates who have unpaid medical copays from previous bookings
- Negative balance - debts from old accounting software (type of fee not specified) that were transferred over to new accounting software (Lockdown)

NOW THEREFORE BE IT RESOLVED that fees and fines charged by the Sheriff's Office, Security Services Division for Bookkeeper, Huber Fees, Diversion CAMP and PATH, Fraud, Inmate Copy, Medical Co-pay, and Negative Balance, in the amount of $\$ 149,828.75$ be Immediately eliminated.

BE IT FURTHER RESOLVED that any debt that inmates have incurred resulting from the above referenced fees and fines be forgiven.

BE IT FINALLY RESOLVED that any past debt that inmates have incurred resulting from the above referenced fines and fees be forgiven as well.

## Electronically signed by Brad Logsdon

Court Commissioner

| STATE OF WISCONSIN, CIRCUIT COURT, DANE | _COUNTY |
| :---: | :---: |
| IN THE INTEREST OF | $\square$ Amended |
|  | Order for Reimbursement for Costs of Representation (Chapter 51) |
| Date of Bith | Case No. 21 ME 85 |

## THE COURT FINDS:

1. The person named above was the subject of an action under Wisconsin Statutes Chapter 51, had the right to representation by an attorney and an attorney was appointed.
$\boxtimes$ 2. The subject $\boxtimes$ is $\square$ is not financially able to reimburse for some or all of the costs of representation due to having been found indigent, partially indigent or not indigent.3. The subject's financial ability to reimburse costs of representation is undetermined.
2. The subject's mailing address is

## THE COURT ORDERS:

1. The office of the state public defender to conduct an indigency determination under §977.07, Wis. Stats., and report to the court by [Date] $\qquad$ —.2. No reimbursement is required because the subject is indigent.$\boxtimes$ 3. The subject reimburse the State of Wisconsin for costs of representation in the total amount of $\$ 120$
$\qquad$
$\qquad$ _, not to exceed $\$ 30$ if partially indigent or $\$ 120$ if not indigent.
$\boxtimes$ The total amount due be paid by $5 / 1 / 21$ $\qquad$ ; or
$\square$ The amount due be paid at a rate of $\$$ $\qquad$ /month. The first payment is due on $\qquad$ and on the $\qquad$ day of each month thereafter until paid in full.
4. Payment made to Dane County Clerk of Courts, 215 S Hamilton St, Rm 1000 Madison WI 53703 / 608-266-4333

THIS IS A FINAL ORDER FOR THE PURPOSE OF APPEAL.

| Case Number | Assessed Amt. |  | Balance Due |  | Amt Collected |  | Amt retained by County as "Misc Revenue" |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 1998ME000172 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 1998ME000199 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 1998ME000199 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2002ME000062 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2002ME000086 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2009ME000019 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2009ME000098 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2012ME000087 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000098 | \$ | 30.00 | \$ | - | \$ | 30.00 | \$ | 7.50 |
| 2012ME000098 | \$ | 30.00 | \$ | - | \$ | 30.00 | \$ | 7.50 |
| 2012ME000116 | \$ | 30.00 | \$ | 30.00 | \$ | - | \$ | - |
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| 2012ME000118 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000119 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000120 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000121 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000125 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2012ME000135 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2012ME000141 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000142 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |


| 2012ME000145 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2012ME000161 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000166 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000173 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000174 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000175 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000179 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2012ME000180 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000181 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000181 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2012ME000212 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000212 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000215 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000218 | \$ | 120.00 | \$ | 48.65 | \$ | 71.35 | \$ | 17.84 |
| 2012ME000219 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000224 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000227 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000232 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000233 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000233 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000237 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000242 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2012ME000247 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000252 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2012ME000252 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |


| 2012ME000264 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2012ME000267 | \$ | 120.00 | \$ | 30.00 | \$ | 90.00 | \$ | 22.50 |
| 2012ME000267 | \$ | 120.00 | \$ | 30.00 | \$ | 90.00 | \$ | 22.50 |
| 2012ME000267 | \$ | 120.00 | \$ | 60.00 | \$ | 60.00 | \$ | 15.00 |
| 2012ME000272 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000277 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000280 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000281 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2012ME000291 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2012ME000299 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000300 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000302 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000303 | \$ | 30.00 | \$ | - | \$ | 30.00 | \$ | 7.50 |
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| 2012ME000311 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000315 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000319 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000320 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000321 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000325 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000327 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000330 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2012ME000333 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2012ME000340 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000343 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000345 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000346 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000348 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |


| 2012ME000350 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2012ME000351 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000359 | \$ | 120.00 | \$ | 60.00 | \$ | 60.00 | \$ | 15.00 |
| 2012ME000359 | \$ | 120.00 | \$ | 60.00 | \$ | 60.00 | \$ | 15.00 |
| 2012ME000360 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2012ME000367 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2012ME000378 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2012ME000379 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2012ME000382 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2013ME000017 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2013ME000024 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2013ME000040 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2013ME000065 | \$ | 30.00 | \$ | - | \$ | 30.00 | \$ | 7.50 |


| 2013ME000066 | \$ | 120.00 | \$ | 60.00 | \$ | 60.00 | \$ | 15.00 |
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| 2013ME000086 | \$ | 30.00 | \$ | - | \$ | 30.00 | \$ | 7.50 |
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| 2013ME000097 | \$ | 30.00 | \$ | 6.84 | \$ | 23.16 | \$ | 5.79 |
| 2013ME000097 | \$ | 120.00 | \$ | 27.42 | \$ | 92.58 | \$ | 23.15 |
| 2013ME000097 | \$ | 120.00 | \$ | 45.74 | \$ | 74.26 | \$ | 18.57 |
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| 2013ME000120 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2013ME000124 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2013ME000144 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2013ME000145 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2013ME000147 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2013ME000149 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2013ME000151 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2013ME000158 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2013ME000178 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2013ME000293 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2013ME000304 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2013ME000306 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2013ME000309 | \$ | 120.00 | \$ | 105.00 | \$ | 15.00 | \$ | 3.75 |
| 2013ME000309 | \$ | 120.00 | \$ | 105.00 | \$ | 15.00 | \$ | 3.75 |
| 2013ME000317 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2013ME000342 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2013ME000364 | \$ | 30.00 | \$ | 30.00 | \$ | - | \$ | - |
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| 2013ME000374 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2013ME000388 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2013ME000396 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2013ME000410 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2013ME000416 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |


| 2013ME000419 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2013ME000428 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2013ME000429 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2013ME000444 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2013ME000460 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2014ME000059 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2014ME000072 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2014ME000075 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2014ME000077 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2014ME000086 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2014ME000122 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2014ME000130 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2014ME000132 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2014ME000138 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2014ME000139 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2014ME000141 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2014ME000142 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2014ME000149 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2014ME000164 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2014ME000169 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2014ME000171 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2014ME000172 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |


| 2014ME000181 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2014ME000183 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2016ME000049 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2016ME000056 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2016ME000062 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2016ME000094 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2016ME000117 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2017ME000191 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2017ME000433 | \$ | 15.00 | \$ | 15.00 | \$ | - | \$ | - |
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| 2018ME000131 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2018ME000219 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
| 2018ME000234 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2019ME000232 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
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| 2019ME000322 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2019ME000422 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
| 2020ME000056 | \$ | 90.00 | \$ | - | \$ | 90.00 | \$ | 22.50 |
| 2020ME000079 | \$ | 120.00 | \$ | - | \$ | 120.00 | \$ | 30.00 |
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| 2021ME000085 | \$ | 120.00 | \$ | 120.00 | \$ | - | \$ | - |
|  |  |  |  |  |  |  | \$ | 19,237.09 |

## Clerk of Court's Explanation of Waiver Process

1. People seeking to file a civil action that involves a filing fee will generally inquire to some agent of the court-perhaps an attorney or some other advocate, or Dane County Law Library staff, or Clerk of Court counter staff-about how to reduce or eliminate the required fee. They will be provided with a free copy of the Petition for Waiver of Fees and Costs/Affidavit of Indigency (CV-410A) at that time.
2. Based on a review of the information included in the Petition for Waiver of Fees and Costs/Affidavit of Indigency (CV-410A), the Court will issue an order.
3. Once the prospective filer is determined to be indigent, they may file their action without paying any fees. Process of service fees normally charged by the Sheriff are also waived.

Case No. $\qquad$

UNDER OATH, I STATE THAT because of poverty, I am unable to pay $\square$ any filing and service fees, including the electronic filing fee, or $\qquad$ 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.

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

| 1. | । $\square$ am $\square$ am not | married. |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| 2. | । $\square$ am $\square$ am not | employed. Name | mployer: |  |  |
| 3. | I earn [Gross pay] \$ $\qquad$ My take-home pay [after taxes | weekly. deductions] is \$ $\qquad$ | every 2 weeks. per pay period. | $\square$ twice monthly. | $\square$ monthly. |
| 4. | I receive gross monthly inco $\square$ Social Disability Studen | totaling the amoun rity $\square$ Un s/grants $\square$ O | \$ $\qquad$ from mployment compens |  |  |

5. I have the following cash assets:
$\begin{array}{ll}\square \text { Savings accounts: } \\ \square \text { Checking accounts: } & \$\end{array}$

$\qquad$
6. I have the following other assets:
$\square$ Vehicle-Yr./Make:
\$ \$

$\square$ Household furnishings:

7. My household consists of myself and

Full name: $\qquad$
Full name:
Full name:
Full name: $\qquad$
Full name: $\qquad$
Relationship to me:
Relationship to me:
Relationship to me:
Relationship to me:
Relationship to me:

8. The other members of my household have gross monthly income totaling the amount of $\$$ $\qquad$ from

| $\square$ Wages | $\square$ Social security | $\square$ Relief funded under public assistance | $\square$ Food stamps/FoodShare |
| :--- | :--- | :--- | :--- |
| $\square$ Pension | $\square$ Student loans/grants | $\square$ Unemployment compensation | $\square$ Supplemental security income |
| $\square$ Disability | $\square$ | Relief funded under $\S 59.53(21)$, Wisconsin Statutes | $\square$ Support/maintenance |
| $\square$ Other: |  |  |  |

9. I have the following debts:
a. Mortgage/Rent
b. Auto loan
c. Credit cards
d. Other: $\qquad$
e. $\qquad$

Amount:
Monthly Payment:
\$
\$
\$
\$
$\$$
\$ $\qquad$
$\$$
\$
$\qquad$
10. I have the following unusual expenses, other than ordinary living expenses:

| State of | I understand that if my financial situation changes, I must notify the court immediately. |
| :---: | :---: |
| County of |  |
| Subscribed and sworn to before me on | - |
|  | Signature |
| Notary Public/Court Official |  |
|  | Print or Type Name |
| Name Printed or Typed |  |
| My commission/term expires: | Date of Birth |
| $\square$ This notarial act involved the use of communication technology. | Address |
|  | Email Address |
|  | Telephone Number Date |

$\qquad$
-vs-

## Order on Petition for Waiver of Fees and Costs

Case No.

## THE COURT FINDS AND ORDERS:

Upon reviewing the petition of [Name]
for waiver of fees and costs, this petition is

1. GRANTED because the court finds the requestor is currently indigent. The action may be commenced or defended without payment of filing fees, including the electronic filing fee. The sheriff shall serve all necessary documents without payment of service fees. The requestor may be required to pay these fees if the court later determines the requestor has the ability to pay.2. GRANTED for waiver of $\qquad$ . The requestor may be required to pay fees if the court later determines the requestor has the ability to pay.3. DENIED because the court finds the requestor is not indigent, but is currently not able to pay filing or service fees. This action may be filed by the Clerk and all necessary documents may be served by the sheriff without prepayment of fees. Such fees must be paid no later than $\qquad$ .
2. DENIED because the court finds
$\square$ requestor is not indigent.the allegation of poverty to be untrue.requestor is a prisoner and is required to use form CV-438 or CV-440.requestor has not stated a meritorious claim, defense, or appeal upon which the court may grant relief: [Brief explanation]
$\square$ Other:

DISTRIBUTION:

1. Clerk of Circuit Court

This is in response to the request by the Fines and Fees Subcommittee of PPJ to provide a description of procedures performed by the Department of Human Services related to fine \& fee waivers. Please find two procedural documents that serve to explain and capture information related to special circumstances associated with parental support owed for substitute care placements.

Once it is determined Human Services is responsible for performing the parental support fee recommendation for juvenile court processing, the Collections Unit mails two attached documents: 1) F1 Notice of Parental Support Child Obligation and 2) F2 Financial Statement to the parents of the juvenile client. The former document explains the Department of Human Service's role in recommending an amount to Juvenile Court for child support to be ordered. The latter document serves as the financial record establishing ability to pay under Wisconsin Administrative Code.

The process allows for the parents to cite special circumstances that may be factored for the sake of influencing the parental support recommendation. The language used to describe that opportunity is:
"If you believe it would be unfair to your family to pay the amount required by the percentage standard, you must clearly explain on your financial statement why one or more of the above listed special factors should be considered by the county agency in making its child support recommendation to the court."

The special circumstances enumerated for reference within the Notice of Parental Support Child Obligation document include:

1) The needs of the child.
2) The physical, mental, and emotional health needs of the child, including any costs for the child's health insurance provided by a parent.
3) The standard of living and circumstances of the parents, including the needs of each parent to support himself or herself at a level equal to or greater than that established under 42 USC 9902(2).
4) The financial resources of the parents.
5) The earning capacity of each parent, based on each parent's education, training, and work experience and based on the availability of work in or near the parent's community.
6) The need and capacity of the child for education, including higher education.
7) The age of the child.
8) The financial resources and the earning ability of the child.
9) The needs of any person, including dependent children other than the child, whom either parent is legally obligated to support.
10) The best interests of the child, including, but not limited to, the impact on the child of expenditures by the family for improvement of any conditions in the home that would facilitate the reunification of the child with the child's family, if appropriate, and the importance of a placement that is the least restrictive of the rights of the child and the family.
11) Any other factors that the court in each case determines are relevant

Notably, the Department's role in performing the parental support recommendation for juvenile court processing has followed WI administrative code guidelines which have been in a revisionary process over the past two years. The Department is awaiting updated administrative code information to be published by the WI Department of Children and Families related to this process.

## Notice of Parental Child Support Obligation

You are hereby notified that state law requires all parents to pay child support whenever their child(ren) are placed in substitute care by court order. The child support is paid to the Dane County Department of Human Services to offset the county's cost of the substitute care. If you are already paying child support through a family court action, the child's share of the support will be assigned to the county agency. If you are not currently under a court order to pay child support, Dane County Human Services will be recommending an amount to Juvenile Court for child support to be ordered.

The Dane County Department of Human Services is mandated to assist the juvenile court in determining the appropriate amount of child support to be assessed. In order for the county agency to fulfill this responsibility, every parent whose child may be placed in substitute care is required to complete a financial statement and forward it to the county agency within the time limit set. Failure to do so could result in a court order for monthly child support equal to the full cost of substitute care.

The amount of monthly child support that each parent must pay is determined by utilizing a standard developed by the State of Wisconsin. The standard is based upon a formula that requires a parent to pay a percentage of gross income for child support, less deductions for special factors specified in the statutes. Gross income is defined as income from any source, whether or not it is taxable under federal law. Gross income can be in the form of money, property or services. Public assistance, child support received and stepparent income are subtracted from gross income before the child support is calculated.

The county agency's recommendation to the court for child support is based upon a computation of the state's percentage of income standard, consideration of any special factors that the parent outlines in the financial statement and consideration for other children remaining in the home.

The percentage standard is as follows:
$17 \%$ for one child in substitute care
$25 \%$ for two children in substitute care
$29 \%$ for three children in substitute care
$31 \%$ for four children in substitute care
$34 \%$ for five or more children in substitute care

The special factors are as follows:

1. The needs of the child.
2. The physical, mental, and emotional health needs of the child, including any costs for the child's healith insurance provided by a parent.
3. The standard of living and circumstances of the parents, including the needs of each parent to support himself or herself at a level equal to or greater than that established under 42 USC 9902(2).
4. The financial resources of the parents.
5. The eaming capacity of each parent, based on each parent's education, training, and work experience and based on the availability of work in or near the parent's community.
6. The need and capacity of the child for education, including higher education.
7. The age of the child.
8. The financial resources and the eaming ability of the child.
9. The needs of any person, including dependent children other than the child, whiom either parent is legally obligated to support.
10. The best interests of the child, including, but not limited to, the impact on the child of expenditures by the family for improvement of any conditions in the home that would facilitate the reunification of the child with the child's family, if appropriate, and the importance of a placement that is the least restrictive of the rights of the child and the family.
11. Any other factors that the court in each case determines are relevant.

If you believe it would be unfair to your family to pay the amount required by the percentage standard, you must clearly explain on your financial statement why one or more of the abovelisted special factors should be considered by the county agency in making its child support recommendation to the court.

Prior to the court signing the order for child support, you will receive a copy of the county agency's recommendation. Unless you dispute the amount of child support recommended by the county agency, the court will order you to pay that amount. Should you request a contested hearing on the matter of child support, the court will modify the amount of child support payment recommended by the county agency only if, after considering the special factors listed above, it finds by the greater weight of the credible evidence that the use of the percentage standard is unfair to the child or either of the parents.

The child support order issued by the court will be expressed as a percentage of parental income or as a fixed sum. An order for child support constitutes an assignment of all commissions, wages, salaries, eamings, pensions, worker's compensation, unemployment compensation and any other money due or to become due. For further details regardiag child support, refer to Chapter HSS 1 and Chapter HSS 80 of the Wisconsin Administrative Code.

If you have any questions; please contact the Dane County Parental Support Collection Unit at 242-6408.

## FINANCIAL STATEMENT



| Father name last | middle |
| :---: | :---: |
| Birthdate: Mo/Day/Yr | Social Security \# |
| Employer Name \& Address: Phone: |  |
| Home Address: Phone: |  |
| Mother name   <br> last first middle |  |
| Birthdate: Mo/Day/Yr | Social Security \# |
| Employer Name \& Address: Phone: |  |

Home Address:
Phone:

List spouse/stepparent if remarried. Then list other children urider the age of 18 that you are responsible for

| Name(s) | relationship | Birthdate |
| :--- | :--- | :--- |
|  | Spouse |  |
|  |  |  |
|  |  |  |
|  |  |  |
|  |  |  |
|  |  |  |
|  |  |  |
|  |  |  |

## Others in household:

If you believe special factors as outlined in the notice of Parental Child Support Obligation apply to you, please attach a written explanation to your completed financial statement for consideration. The reverse side of this page may be used for this purpose. For questions, call (608)242-6408.

080-721-4 (04/11)p1

Please attach copies of two consecutive check stubs
or other documentation of the income you list below.
Self employment requires a complete copy of federal taxes.
Financial Information
Father's Average Monthly Gross
Employment Income (before taxes) $\$$

Father's Other Income: interest, dividends, business, unemployment, retirement, rent, disability pay, worker's comp., Soc. Security, VA benefits, retirement, etc. (include documentation)

| Mother's Average Monthly Gross |
| :--- |
| Employment Income (before taxes) \$ |
| Mother's Other Income: interest, dividends, business, unemployment, |
| retirement, rent,disability pay, worker's comp., Soc. Security, VA |
| benefits, retirement, etc.(include documeritation) |

Stepparent's Monthly Gross both earned and other
sources (include documenation) sources (include documenation) \$

Income of all others in the household, excluding minors, include child support, SSI, SSDI, Adoption Assistance, etc (include documenation)
\$

Do you pay child Support? Yes $\qquad$ No $\qquad$ If yes, order through what County/State Amt of order: \$ $\qquad$ per $\qquad$ (weekly, monthly?) name of child(ren) on order: $\qquad$

| DO NOT WRITEINSHADED AREA |  |
| :---: | :---: |
| Total Including Stepparent |  |
| \% of Income assigned to children |  |
| \# of children you are responsible for |  |
| Parental Fee \%CALC $\square \quad$ POP $\square$ | 3\% $\square$ |
| Partial month's care: Per Day |  |
| Full Month's care: Per Month |  |
| This financial responsibility begins: |  |

DECLARATION AND SIGNATURE
I certify that, to the best of my knowledge, the information I have given on this application is truthful and accurate.





 C工n_





 3




| PARENT(S) |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| ASSETS |  |  |  |  |  |
|  | Location or Description | Fair Market Value | Loan Balance | Monthly Payment | Lien Holder |
| Real Estate: Primary Home |  |  |  |  |  |
| Real Estate: Other |  |  |  |  |  |
| Personal Property: Savings/CDs |  |  |  |  |  |
| Stocks \& Bonds: Market Value |  |  |  |  |  |
| Insurance: Cash Value |  |  |  |  |  |
| Retirement Funds \& Annuities |  |  |  |  |  |
| Automobile |  |  |  |  |  |
| Automobile |  |  |  |  |  |
| Snowmobiles |  |  |  |  |  |
| Boats |  |  |  |  |  |
| Livestock |  |  |  |  |  |
| Machinery |  |  |  |  |  |
| Miscellaneous |  |  |  |  |  |

## DEBTS (not listed above)

| Creditor | Account Balance | Monthly Payments |
| :--- | :--- | :--- |
|  |  |  |
|  |  |  |
|  |  |  |
|  |  |  |
|  |  |  |
|  |  |  |
|  |  |  |
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|  |  |  |
|  |  |  |

## EXPENSES

| Item | Monthly Average |
| :--- | :--- |
| Rent |  |
| Mortgage Payment |  |
| Property Taxes (not paid with mortgage) |  |
| Food |  |
| Heat |  |
| Electricity |  |
| Telephone |  |
| Debt Payment - Charge Card |  |
| Debt Payment - vehicle/boatsnowmobile |  |
| Debt Payment - other |  |
| Automobile-gas \& oil |  |
| Upkeep \& Repairs |  |
| car insurance |  |
| life insurance |  |
| health insurance |  |
| home insurance |  |
| dental insurance |  |
| Union dues |  |
| Unreimbursed employment expense |  |
| Unreimbursed medical \& dental expenses |  |
| school expenses |  |
| Miscellaneous |  |
|  |  |
|  |  |
|  |  |
|  |  |

HOUSEHOLD INCOME (net after taxes)

| Item | Monthly Average |
| :--- | :--- |
| Wages of Child |  |
| Wages of Father |  |
| Wages of Mother |  |
| Wages of Stepparent |  |
| Rental Income |  |
| Social Security Retirement |  |
| SSI - Parent |  |
| State Supplemental SSI |  |
| SSDI Parent |  |
| Pension/Retirement |  |
| Interest \& Dividends |  |
| Alimony/Family/Spousal Support |  |
| Child Support |  |
| Unemployment Compensation |  |
| Worker's Compensation |  |
| Disability Insurance Income |  |
| SSI - Child |  |
| Adoption Assistance |  |
| other: |  |
|  |  |
| Total Monthly Household Income |  |
|  |  |
|  |  |


| Total Income |  |
| :--- | :--- |
| Total Monthly Expenses |  |
| Surplus or Deficit |  |

page 4

## DANE COUNTY FAMILY COURT SERVICES WAIVER PROCESS

Individuals are directed to the Family Court Services study, BFA and repeat mediation fee setting/waiver application:
$\underline{\text { https: } / / f a m i l y c o u r t s e r v i c e s . c o u n t y o f d a n e . c o m / d o c u m e n t s / P D F s / F e e W a i v e r . p d f ~}$
Once the information is returned, Family Court Services assesses the incomes/assets to determine the tier set by ordinance then decide the allocation (it is not always split equally if there are great income disparities).

If no information is returned, Family Court Services looks at what we have available in the file regarding income and work from there. If information is not returned, Family Court Services can assess at top tier, however, this rarely occurs.

For the $\$ 40$ Parent Education fee, the process is less invasive. In the past, Family Court Services employees met privately with parents when they came for the in person class. During COVID, the agency just discussed the parents' situation by telephone.

# Fees for Family Court Services <br> Application To Set And/Or Waive Family Court Services Fees <br> (Not for Parent Education Fees) <br> Email To: familycourtservices@countyofdane.com 

You have been referred to Family Court Services for repeat mediation, a custody/physical placement study, or a Brief Focused Assessment (BFA). The repeat mediation fee is $\$ 100$ per parent. The Dane County Ordinance has set the maximum study fee at $\$ 2,000$ and the BFA at $\$ 1,200$.

The Ordinance has established study and BFA fees based on the combined gross (before taxes or other deductions) annual incomes of all households. If you are married, your spouse's income is also included in the total. In order to assess the appropriate fee and the amount you are responsible for, you must complete this Application To Set And/Or Waive Family Court Services Fee and submit the required documentation. This form also determines if the mediation and/or study fee is eligible to be waived.

Please submit the application and all required documentation
by $\qquad$

Repeat Mediation Fee
Study Fee
BFA Fee

Information can be

- Mailed to Dane County Family Court Services

Dane County Court House
215 S. Hamilton St. Room 2030
Madison, WI 53703-3282

- Faxed to 608-266-6588

Note: We do not want social security numbers; you may delete it on any paperwork.

You must attach copies of your 3 most recent pay stubs from employment and a copy of your most recent tax return with this application in order for it to be considered. The pages needed from your tax return are to show your income which is usually the first 2 to 3 pages of federal or state. If you are remarried, you must also attach copies of pay stubs and copies of the most recent tax return for your spouse showing their income.

Please make and provide copies of your taxes, pay stubs, etc. No originals please.

Thank you, in advance, for your cooperation. If we do not receive your application and all required financial information by this due date your fee may be assessed at the maximum rate.

## APPLICATION TO SET AND/OR WAIVE FAMILY COURT SERVICES FEE

Your Name $\qquad$ Case Number $\qquad$

## Name of other parent

$\qquad$

1. I get paid:
weekly
biweekly

Otwo times per month
monthly
2. My gross paycheck (before taxes and other deductions) for the above circled pay period above is \$ $\qquad$ .
3. I receive other monthly income totaling \$ $\qquad$ from pension, disability, social security, educational grants, interest and dividends or unemployment compensation.
4. I receive child support and/or maintenance in the amount of $\$$ $\qquad$ .
Weekly
biweekly
○ two times per month
5. I have cash assets in savings accounts, checking accounts or cash on hand in the total amount of \$ $\qquad$ . Complete Schedule A on back of form.
6. I have other assets over $\$ 500$ in value (stocks, bonds, automobiles), retirement accounts, security, ownership in business). Complete Schedule B on back of form
7. I have equity in real estate in the amount of $\$$ $\qquad$ . Equity is determined by taking the value of your real estate and subtracting the amount that you owe on that real estate.
8. I am married to someone else. Their annual income is $\$$ $\qquad$ .
9. I now pay child support or maintenance in the amount of $\$$ $\qquad$ .
weekly
biweekly
two times per month
monthly
10.I pay day care/child care expenses in the amount of $\$$ $\qquad$ .
weeklymonthly

## Under penalty of perjury, I swear that this is a true statement.

## REMEMBER TO ATTACH PAYSTUBS AND TAX RETURNS

(If sending form via email, please scan and send your attachments in the same email)

| SCHEDULE A: CASH ASSETS |  |
| :--- | :--- |
| Description of assets (e.g. savings, <br> checking, money market) | Amount of asset |
|  |  |
|  |  |
|  |  |
|  |  |
|  |  |


| SCHEDULE B: OTHER ASSETS |  |  |
| :--- | :--- | :--- |
| Description of assets (e.g. stocks, bonds, <br> automobiles, retirement accounts) | Approximate value <br> of asset | Amount of loan, if <br> any, against asset |
|  |  |  |
|  |  |  |
|  |  |  |
|  |  |  |
|  |  |  |

SCHEDULE C: HOUSEHOLD

| Name of person | Relationship to applicant Only include, spouse, child, and stepchild | If child/stepchild, under age 18 | Percent of time in household |
| :---: | :---: | :---: | :---: |
|  |  | OYes Ono | \% |
|  |  | Ores Ono | \% |
|  |  | Oyes Ono | \% |
|  |  | Ores Ono | \% |
|  |  | $\text { OYes } \bigcirc \text { no }$ | \% |
|  |  | Ores $\bigcirc$ | \% |
|  |  | Ores $\bigcirc$ No | \% |


[^0]:    ${ }^{\mathrm{e}}$ For electronically filed cases, add $\$ 20$ per case per party unless exemptions apply. See page 3.

[^1]:    ${ }^{e}$ For electronically filed cases, add $\$ 20$ per case per party unless exemptions apply. See page 3.

[^2]:    ${ }^{* * *}$ The Crime Prevention Funding Board Surcharge is applicable in some counties as provided by Wis. Stat. 59.54(28).

[^3]:    Nurse Call = \$5
    Doctor Call = \$10

