



State of Wisconsin  
2025 - 2026 LEGISLATURE

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SWB/JK/MPG:skw

**ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO ASSEMBLY BILL 320**

January 6, 2026 - Offered by Representative ALLEN.

1     **AN ACT** *to repeal* 814.705 (2); *to amend* 20.475 (1) (i), 59.32 (1), subchapter I  
2           (title) of chapter 814 [precedes 814.01], 814.29 (1) (a), 814.60 (1), 814.61 (1) (a),  
3           814.61 (1) (b), 814.61 (3), 814.61 (4), 814.61 (5) (am) (intro.), 814.61 (6), 814.61  
4           (7) (a), 814.61 (7) (b), 814.61 (8) (am) 1. and 2., 814.61 (9), 814.61 (11), 814.61  
5           (12) (a) 1., 814.61 (12) (c), 814.61 (13), 814.61 (13m), 814.61 (14), 814.615 (1)  
6           (a) 2., 814.615 (1) (a) 3., 814.62 (1), 814.62 (2), 814.62 (3) (a), 814.62 (4), 814.63  
7           (1) (b), 814.63 (2), 814.65 (1), 814.66 (1) (a) 2., 814.66 (1) (b) 2., 814.66 (1) (c),  
8           814.66 (1) (e), 814.66 (1) (f), 814.66 (1) (g), 814.66 (1) (i), 814.66 (1) (j), 814.66  
9           (1) (k), 814.66 (1) (L), 814.66 (1) (n), 814.66 (1) (o), 814.66 (3), 814.67 (1) (a) 1.,  
10          814.67 (1) (a) 2., 814.67 (1) (am), 814.67 (1) (b) 1., 814.67 (1) (bg), 814.67 (1) (c)  
11          1. (intro.), 814.68 (1) (a), 814.68 (2), 814.70 (1), 814.70 (2), 814.70 (3) (a), 814.70  
12          (3) (b), 814.70 (4) (a), 814.70 (4) (b), 814.70 (7), 814.70 (8), 814.70 (9) (a)

1 (intro.), 814.70 (9) (b), 814.70 (12), 814.72, 814.85 (1) (a), 814.85 (1) (b), 814.85  
2 (1) (c), 814.85 (2), 814.86 (1), 814.86 (1m), 814.86 (2), 978.13 (1) (b), 978.13 (1)  
3 (c) and 978.13 (1) (d); **to repeal and recreate** 807.14 and 967.09; **to create**  
4 814.54, 814.59, 814.595, 814.85 (3), 814.86 (1s), 969.15, 970.06 and 971.055 of  
5 the statutes; **relating to:** increasing certain court fees and surcharges and  
6 requiring an interpreter in a civil or criminal proceeding to act remotely.

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### ***Analysis by the Legislative Reference Bureau***

This bill 1) increases various court fees and surcharges collected by clerks of court, municipal judges, and registers in probate, 2) increases certain court fees paid to witnesses, interpreters, supplemental court commissioners, court reporters, sheriffs, and appraisers, and 3) expands the staff in the Milwaukee County District Attorney's office for which reimbursement for salary and fringe benefits is provided by the state. The bill also provides that, unless otherwise required by law, all court fees and surcharges retained for use by a county must be used to support court services in that county. For mileage reimbursement rates that are increased under the bill, the bill sets those rates at the rate determined by the federal Internal Revenue Service for the business standard mileage rate for federal income tax purposes.

Under current law, a county must submit a portion of each amount the county collects, as specified in current law, to the Department of Administration for various state uses, and the county may retain the balance for use by the county. A similar requirement generally applies to municipalities in municipal court actions. The bill increases the amount that the county must submit to DOA for certain fees by 5 percent, but generally provides for the county to retain for use by the county the remainder of the additional amounts collected as a result of the increases in the bill.

The bill also requires that each clerk of court post a notice that an application for waiver of any requirement to give security for costs or for payment for any service or fee based on a finding that a person is unable to pay is available for indigent parties in the clerk of court's office.

Under the bill, beginning in 2032, and in every third fiscal biennium thereafter, the director of state courts must, no later than the last day for agencies to submit their budget requests to DOA and the Legislative Fiscal Bureau, which is September 15 of each even-numbered year, submit to DOA, LFB, the governor, and the legislature a report that includes a calculation of the amounts of certain court fees and surcharges specified in the bill that are collected by clerks of court, municipal judges, and registers in probate, and of certain court fees paid to witnesses, interpreters, and others, in present-day dollars if the fee or surcharge

**SECTION 1**

were adjusted to account for inflation based on the consumer price index, rounded up to the nearest dollar.

Current law provides that, at the request of any party, a court may permit an interpreter to act in any civil or criminal proceeding, other than a trial, by telephone or live audiovisual means. The bill requires an interpreter to act in a civil proceeding, including a trial, by telephone or live audiovisual means, except that if any party objects to the interpreter acting by telephone or live audiovisual means, the court must decide whether the interpreter must act in person. However, the bill does not apply to a civil proceeding under the state children's code, mental health act, or protective service system or to a civil proceeding regarding a guardianship or conservatorship.

The bill also requires an interpreter to act in a criminal proceeding occurring at or before arraignment by telephone or live audiovisual means, except that if any party objects to the interpreter acting by telephone or live audiovisual means, the court must decide whether the interpreter must act in person. In addition, the bill requires an interpreter to act in a criminal proceeding occurring after arraignment, before trial, and at sentencing in person, except that if any party objects to the interpreter acting in person, the court must decide whether the interpreter must act in person or may act by telephone or live audiovisual means. The bill requires an interpreter to act in person for a criminal trial.

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

1           **SECTION 1.** 20.475 (1) (i) of the statutes is amended to read:

2           20.475 (1) (i) *Other employees.* The amounts in the schedule to reimburse  
3 Milwaukee County for the costs of ~~clerks~~ any staff necessary for the prosecution of  
4 violent crime cases under s. 978.13 (1) (c), ~~clerks~~ any staff providing ~~clerical~~  
5 services under s. 978.13 (1) (b) ~~to prosecutors~~ related to the handling of cases  
6 involving felony violations under ch. 961, and ~~clerks~~ any staff providing ~~clerical~~  
7 services under s. 978.13 (1) (d) ~~to prosecutors~~ related to the handling of cases  
8 involving the unlawful possession or use of firearms. All moneys received under s.  
9 814.86 (1m) shall be credited to this appropriation account.

10           **SECTION 2.** 59.32 (1) of the statutes is amended to read:

11           59.32 (1) SHERIFF; FEES. The sheriff shall collect the fees prescribed in s.

1 814.70, unless a higher fee is applicable under s. 814.705 (1) (a) ~~or (2)~~, and remit  
2 them to the treasurer as provided in s. 59.22 (1) (b).

3 **SECTION 3.** 807.14 of the statutes is repealed and recreated to read:

4 **807.14 Interpreters.** An interpreter shall act in a civil proceeding, including  
5 a trial, by telephone or live audiovisual means, except that if any party objects to  
6 the interpreter acting by telephone or live audiovisual means, the court shall decide  
7 whether the interpreter is required to act in person. This section does not apply to  
8 a proceeding under ch. 48, 51, 54, or 55, except that on request of any party, the  
9 court may permit an interpreter to act in any proceeding under ch. 48, 51, 54, or 55,  
10 other than trial, by telephone or live audiovisual means.

11 **SECTION 4.** Subchapter I (title) of chapter 814 [precedes 814.01] of the  
12 statutes is amended to read:

13 **CHAPTER 814**

14 **SUBCHAPTER I**

15 **GENERAL PROVISIONS AND COSTS IN**

16 **CIVIL ACTIONS AND SPECIAL**

17 **PROCEEDINGS**

18 **SECTION 5.** 814.29 (1) (a) of the statutes is amended to read:

19 814.29 (1) (a) Except as provided in sub. (1m), any person may commence,  
20 prosecute or defend any action or special proceeding in any court, or any writ of  
21 error or appeal therein, without being required to give security for costs or to pay  
22 any service or fee, upon order of the court based on a finding that because of poverty  
23 the person is unable to pay the costs of the action or special proceeding, or any writ  
24 of error or appeal therein, or to give security for those costs. Each clerk of court

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1 shall post a notice that an application for waiver of any requirement to give security  
2 for costs or for payment for any service or fee as provided under this paragraph is  
3 available for indigent parties at the clerk of court's office.

4 **SECTION 6.** 814.54 of the statutes is created to read:

5 **814.54 Use of fees and surcharges retained by a county.** Unless  
6 otherwise required by law, any portion of the fees and surcharges collected by the  
7 clerk of circuit court under this subchapter that are retained for use by the county  
8 shall be used to support court services in that county.

9 **SECTION 7.** 814.59 of the statutes is created to read:

10 **814.59 Definition.** In this subchapter, "federal mileage rate" means the  
11 business standard mileage rate for the year as determined under 26 CFR 1.274-5 (j)  
12 (2).

13 **SECTION 8.** 814.595 of the statutes is created to read:

14 **814.595 Fee adjustment reports. (1) DEFINITIONS.** In this section:

15 (a) "Base year" means the year immediately preceding the year in which a fee  
16 or surcharge specified in par. (c) was first established or, if the fee amount increased  
17 or decreased after the fee or surcharge was first established, the year immediately  
18 preceding the year in which the fee amount was last adjusted.

19 (b) "Consumer price index" means the average of the consumer price index  
20 over each 12-month period, all items, U.S. city average, as determined by the  
21 bureau of labor statistics of the U.S. department of labor.

22 (c) "Fee amount" means the amount of a fee or surcharge under ss. 814.60 (1),  
23 814.61 (1) (a) and (b), (3), (4), (5) (am), (6), (7) (a) and (b), (8) (am) 1. and 2., (9), (11),  
24 (12) (a) 1. and (c), and (13) to (14), 814.615 (1) (a) 2. and 3., 814.62 (1), (2), (3) (a),

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1 and (4), 814.63 (1) (b) and (2), 814.65 (1), 814.66 (1) (a) 2., (b) 2., (c), (e) to (g), and (i)  
2 to (o) and (3), 814.67 (1) (a) 1. and 2., (am), (b) 1., and (bg), 814.68 (1) (a) and (2),  
3 814.70 (1), (2), (3) (b), (7), (8), (9) (a), and (12), 814.72, 814.85 (1) (c), and 814.86 (1)  
4 for which a dollar amount is specified.

5 **(2) REPORTS.** Beginning in 2032, and in every 3rd fiscal biennium thereafter,  
6 no later than the last day for agencies to submit budget requests under s. 16.42 (1),  
7 the director of state courts shall submit to the department of administration, the  
8 governor, the legislative fiscal bureau, and the legislature, under s. 13.172 (2), a  
9 report that includes a calculation of the fee amount of each fee or surcharge  
10 specified in sub. (1) (c) if the fee amount were increased by the percentage difference  
11 between the consumer price index for the 12-month period ending on December 31  
12 of the preceding year and the consumer price index for the base year, rounded up to  
13 the nearest dollar.

14 **SECTION 9.** 814.60 (1) of the statutes is amended to read:

15 814.60 (1) In a criminal action, the clerk of circuit court shall collect a fee of  
16 ~~\$163~~ \$201 for all necessary filing, entering, or recording, to be paid by the defendant  
17 when judgment is entered against the defendant. Of the fees received by the clerk  
18 of circuit court under this subsection, the county treasurer shall pay ~~93.87~~ 65  
19 percent to the secretary of administration for deposit in the general fund and shall  
20 retain the balance for the use of the county.

21 **SECTION 10.** 814.61 (1) (a) of the statutes is amended to read:

22 814.61 (1) (a) Except as provided under pars. (c), (d), and (e), at the  
23 commencement of all civil actions and special proceedings not specified in ss. 814.62  
24 to 814.66, ~~\$75~~ \$130. Of the fees received by the clerk under this paragraph, the

**SECTION 10**

1 county treasurer shall pay ~~\$45~~ \$47 to the secretary of administration for deposit in  
2 the general fund and shall retain the balance for the use of the county. The  
3 secretary of administration shall credit \$15 of the ~~\$45~~ \$47 to the appropriation  
4 under s. 20.680 (2) (j).

5 **SECTION 11.** 814.61 (1) (b) of the statutes is amended to read:

6 814.61 (1) (b) Except as provided in pars. (c), (d), and (e), in addition to the fee  
7 under par. (a), at the commencement of an action affecting the family, as defined in  
8 s. 767.001 (1), a fee of ~~\$20~~ \$38 to be deposited by the county treasurer in a separate  
9 account to be used by the county exclusively for the purposes specified in s. 767.405.

10 **SECTION 12.** 814.61 (3) of the statutes is amended to read:

11 814.61 (3) THIRD-PARTY COMPLAINT. When any defendant files a 3rd-party  
12 complaint, the defendant shall pay a fee of ~~\$45~~ \$80. The defendant shall pay only  
13 one such ~~\$45~~ fee in an action. Of the fees received by the clerk under this  
14 subsection, the county treasurer shall pay ~~\$25~~ \$26 to the secretary of  
15 administration for deposit in the general fund and shall retain the balance for the  
16 use of the county. The secretary of administration shall credit \$5 of the ~~\$25~~ \$26 to  
17 the appropriation under s. 20.680 (2) (j).

18 **SECTION 13.** 814.61 (4) of the statutes is amended to read:

19 814.61 (4) JURY FEE. For a jury in all civil actions, except a garnishment  
20 action under ch. 812, a nonrefundable fee of ~~\$6~~ \$17 per juror demanded to hear the  
21 case to be paid by the party demanding a jury within the time permitted to demand  
22 a jury trial. If the jury fee is not paid, no jury may be called in the action, and the  
23 action may be tried to the court without a jury.

24 **SECTION 14.** 814.61 (5) (am) (intro.) of the statutes is amended to read:

**SECTION 14**

1           814.61 (5) (am) (intro.) The clerk shall collect a fee of ~~\$5~~ \$14 for the following:

2           **SECTION 15.** 814.61 (6) of the statutes is amended to read:

3           814.61 (6) FOREIGN JUDGMENTS. On filing a foreign judgment under s.  
4 806.24, ~~\$15~~ \$42.

5           **SECTION 16.** 814.61 (7) (a) of the statutes is amended to read:

6           814.61 (7) (a) Except as provided in par. (b), upon the filing of any petition  
7 under s. 767.59 (1c) (a) or any motion, by either party, for the revision of a judgment  
8 or order in an action affecting the family, ~~\$30~~ \$45. No fee may be collected under  
9 this paragraph for any petition or motion by either party for the revision of a  
10 judgment or order involving child support, family support, or maintenance if both  
11 parties have stipulated to the revision of the judgment or order. Of the fees received  
12 by the clerk under this paragraph, the county treasurer shall pay ~~50~~ 20 percent to  
13 the secretary of administration for deposit in the general fund and shall retain the  
14 balance for the use of the county.

15           **SECTION 17.** 814.61 (7) (b) of the statutes is amended to read:

16           814.61 (7) (b) Upon the filing of any petition, motion, or order to show cause by  
17 either party under s. 767.451 or 767.481, ~~\$50~~ \$80. No fee may be collected under  
18 this paragraph for filing a petition, motion, or order to show cause for the revision of  
19 a judgment or order for legal custody or physical placement if both parties have  
20 stipulated to the revision of the judgment or order. Of the fees received by the clerk  
21 under this paragraph, the county treasurer shall pay 25 percent to the secretary of  
22 administration for deposit in the general fund, retain 25 percent for the use of the  
23 county, and deposit 50 percent in a separate account to be used by the county  
24 exclusively for the purposes specified in s. 767.405.

**SECTION 18**

1           **SECTION 18.** 814.61 (8) (am) 1. and 2. of the statutes are amended to read:

2           814.61 (8) (am) 1. If the appeal or review is by certiorari or on the record, ~~\$40~~  
3           \$101.

4           2. If a new trial is authorized and requested, ~~\$55~~ \$110.

5           **SECTION 19.** 814.61 (9) of the statutes is amended to read:

6           814.61 (9) TRANSMITTING DOCUMENTS. For certifying and transmitting  
7           documents upon appeal, writ of error, change of venue, for enforcing real estate  
8           judgments in other counties, or for enforcing judgments in other states, ~~\$15~~ \$42  
9           plus postage.

10          **SECTION 20.** 814.61 (11) of the statutes is amended to read:

11          814.61 (11) SEARCHES. For searching files or records to locate any one action  
12          when the person requesting the search does not furnish the case number of the  
13          action, or to ascertain the existence or nonexistence of any instrument or record in  
14          the custody of the clerk of circuit court, ~~\$5~~ \$14.

15          **SECTION 21.** 814.61 (12) (a) 1. of the statutes is amended to read:

16          814.61 (12) (a) 1. For receiving a trust fund, or handling or depositing money  
17          under s. 757.25 or 807.10 (3), at the time the money is deposited with the clerk, a fee  
18          of ~~\$10~~ \$35 or 0.5 percent of the amount deposited, whichever is greater. In addition,  
19          a fee of ~~\$10~~ \$35 shall be charged upon each withdrawal of any or all of the money  
20          deposited with the clerk.

21          **SECTION 22.** 814.61 (12) (c) of the statutes is amended to read:

22          814.61 (12) (c) *Deposits in contempt proceedings.* For receiving and disbursing  
23          deposits made under s. 818.12 in contempt proceedings under ch. 785, ~~\$10~~ \$25 per  
24          deposit. The ~~\$10~~ fee shall be deducted from the deposit, unless the entire deposit is

1 ordered returned to the defendant, before applying the deposit to the satisfaction of  
2 a judgment under s. 818.14.

3 **SECTION 23.** 814.61 (13) of the statutes is amended to read:

4 814.61 (13) SUPPORT OR MAINTENANCE PETITION. For the cost of court  
5 services, whenever a person not receiving benefits under s. 49.148 or 49.155 or aid  
6 under s. 49.19, 49.46, 49.465, 49.468, 49.47, or 49.471 files a petition requesting  
7 child support, maintenance, or family support payments, ~~\$10~~ \$20 in addition to any  
8 other fee required under this section. This subsection does not apply to a petition  
9 filed by the state or its delegate.

10 **SECTION 24.** 814.61 (13m) of the statutes is amended to read:

11 814.61 (13m) PETITION FOR GUARDIANSHIP OF A CHILD. For filing a petition  
12 under s. 48.9795 (12), whether in a guardianship or temporary guardianship  
13 proceeding or to commence an independent action, ~~\$60~~ \$72.

14 **SECTION 25.** 814.61 (14) of the statutes is amended to read:

15 814.61 (14) PETITION FOR OCCUPATIONAL LICENSE. On filing a petition for an  
16 occupational license under s. 343.10 (4), ~~\$40~~ \$83.

17 **SECTION 26.** 814.615 (1) (a) 2. of the statutes is amended to read:

18 814.615 (1) (a) 2. For all mediation provided after the first session mediation  
19 described under subd. 1., a single fee of ~~\$200~~ \$285, regardless of the number of  
20 mediation sessions held.

21 **SECTION 27.** 814.615 (1) (a) 3. of the statutes is amended to read:

22 814.615 (1) (a) 3. For a study under s. 767.405 (14), a fee of ~~\$300~~ \$460.

23 **SECTION 28.** 814.62 (1) of the statutes is amended to read:

24 814.62 (1) GARNISHMENT ACTIONS. The fee for commencing a garnishment

1 action under ch. 812, including actions under s. 799.01 (1) (d) 2., is ~~\$20~~ \$36, except  
2 that there is no fee for commencing a garnishment action to satisfy an order for  
3 victim restitution under s. 973.20 (1r). Of the fees received by the clerk under this  
4 subsection, the county treasurer shall pay ~~\$12.50~~ \$13 to the secretary of  
5 administration for deposit in the general fund and shall retain the balance for the  
6 use of the county. The secretary of administration shall credit \$5 of the ~~\$12.50~~ \$13  
7 to the appropriation under s. 20.680 (2) (j).

8 **SECTION 29.** 814.62 (2) of the statutes is amended to read:

9 814.62 (2) WAGE EARNER ACTIONS. The fee for commencing wage earner  
10 amortization proceedings under s. 128.21 is ~~\$10~~ \$23.

11 **SECTION 30.** 814.62 (3) (a) of the statutes is amended to read:

12 814.62 (3) (a) In a small claims action under ch. 799, at the time of issuance of  
13 a summons or other process in a proceeding not commenced by a summons, the  
14 plaintiff shall pay to the clerk of court a fee of ~~\$22~~ \$39.

15 **SECTION 31.** 814.62 (4) of the statutes is amended to read:

16 814.62 (4) MAILING FEE. For service by mail under s. 799.12, the clerk shall  
17 collect ~~\$2~~ \$7 for each defendant to cover the expense of mailing. If service by  
18 certified mail return receipt requested is required, the clerk shall collect for each  
19 defendant ~~\$2~~ \$7 plus the cost for the certified mailing, rounded up to the nearest  
20 dollar.

21 **SECTION 32.** 814.63 (1) (b) of the statutes is amended to read:

22 814.63 (1) (b) In all forfeiture actions in circuit court, the clerk of court shall  
23 collect a fee of ~~\$25~~ \$40 to be paid by the defendant when judgment is entered  
24 against the defendant.

**SECTION 33**

1           **SECTION 33.** 814.63 (2) of the statutes is amended to read:

2           814.63 (2) Upon the disposition of a forfeiture action in circuit court for  
3 violation of a county, town, city, village, town sanitary district, or public inland lake  
4 protection and rehabilitation district ordinance, except for an action for a financial  
5 responsibility violation under s. 344.62 (2), for a violation under s. 343.51 (1m) (b),  
6 for a safety belt use violation under s. 347.48 (2m), or for a case transferred under s.  
7 800.035 (5) (c), the county, town, city, village, town sanitary district, or public  
8 inland lake protection and rehabilitation district shall pay a nonrefundable fee of \$5  
9 \$17 to the clerk of circuit court.

10           **SECTION 34.** 814.65 (1) of the statutes is amended to read:

11           814.65 (1) COURT COSTS. In a municipal court action, except for a financial  
12 responsibility violation under s. 344.62 (2) or for a violation of an ordinance in  
13 conformity with s. 343.51 (1m) (b) or 347.48 (2m), the municipal ~~judge~~ court shall  
14 collect a fee of not less than ~~\$15~~ \$42 nor more than ~~\$38~~ \$51 on each separate matter,  
15 whether it is on default of appearance, a plea of guilty or no contest, on issuance of  
16 a warrant or summons, or the action is tried as a contested matter. Of each fee  
17 received by the ~~judge~~ court under this subsection, the municipal treasurer shall pay  
18 monthly \$5 to the secretary of administration for deposit in the general fund and  
19 shall retain the balance for the use of the municipality.

20           **SECTION 35.** 814.66 (1) (a) 2. of the statutes is amended to read:

21           814.66 (1) (a) 2. For filing a petition whereby any proceeding in estates of  
22 deceased persons is commenced, if the value of the property subject to  
23 administration, less encumbrances, liens, or charges, is ~~\$10,000~~ \$18,500 or less, a  
24 fee of ~~\$20~~ \$36 and, if more than ~~\$10,000~~ \$18,500, a fee of 0.2 percent of the value of

1 the property subject to administration, less encumbrances, liens, or charges. The  
2 register in probate may not base a fee under this subdivision upon the value of  
3 property that is not subject to administration.

4 **SECTION 36.** 814.66 (1) (b) 2. of the statutes is amended to read:

5 814.66 (1) (b) 2. For filing a petition for guardianship of the estate under ch.  
6 54 or an application for conservatorship under s. 54.76, if the value of the property,  
7 less encumbrances, liens, or charges, is the amount specified under s. 867.03 (1g)  
8 (intro.) or less, a fee of ~~\$20~~ \$36 and, if more than the amount specified under s.  
9 867.03 (1g) (intro.), a fee of 0.2 percent of the value of the property, less  
10 encumbrances, liens, or charges.

11 **SECTION 37.** 814.66 (1) (c) of the statutes is amended to read:

12 814.66 (1) (c) For a certificate terminating a life estate or homestead interest,  
13 ~~\$3~~ \$10, but the fee shall not be collected if the termination is consolidated with  
14 probate or administration proceedings.

15 **SECTION 38.** 814.66 (1) (e) of the statutes is amended to read:

16 814.66 (1) (e) For filing objections to the probate of a will, ~~\$20~~ \$50, except that  
17 this fee may be waived by the court when objection is filed by a guardian ad litem or  
18 attorney, or attorney-in-fact, for a person in the military service. The court may  
19 order a refund of the fee to the objector from the assets of the estate.

20 **SECTION 39.** 814.66 (1) (f) of the statutes is amended to read:

21 814.66 (1) (f) For receiving a will for safekeeping, except under s. 856.05 (1),  
22 ~~\$10~~ \$35.

23 **SECTION 40.** 814.66 (1) (g) of the statutes is amended to read:

**SECTION 40**

1           814.66 (1) (g) For each certificate issued by the registers in probate or circuit  
2 judges, ~~\$3~~ \$10.

3           **SECTION 41.** 814.66 (1) (i) of the statutes is amended to read:

4           814.66 (1) (i) For filing claims against estates, ~~\$3~~ \$10. The ~~\$3~~ fee under this  
5 paragraph shall be added on to the amount of the claim and may be recovered as  
6 part of the claim.

7           **SECTION 42.** 814.66 (1) (j) of the statutes is amended to read:

8           814.66 (1) (j) For searching files or records to locate any one action when the  
9 person requesting the search does not furnish the case number of the action, or to  
10 ascertain the existence or nonexistence of any instrument or record in the custody  
11 of the clerk of circuit court, ~~\$4~~ \$14.

12           **SECTION 43.** 814.66 (1) (k) of the statutes is amended to read:

13           814.66 (1) (k) For receiving a power of attorney for health care instrument for  
14 safekeeping, as provided under s. 155.65 (1), ~~\$8~~ \$18.

15           **SECTION 44.** 814.66 (1) (L) of the statutes is amended to read:

16           814.66 (1) (L) For receiving a declaration for safekeeping, as provided under s.  
17 154.13 (1), ~~\$8~~ \$18.

18           **SECTION 45.** 814.66 (1) (n) of the statutes is amended to read:

19           814.66 (1) (n) For depositing or disbursing money under s. 54.12 (1) (a), a fee  
20 of ~~\$10~~ \$16 or 0.5 percent of the amount deposited, whichever is greater at the time  
21 the money is deposited with the register in probate, and a fee of ~~\$10~~ \$16 whenever  
22 any withdrawal is made of the money deposited with the register in probate.

23           **SECTION 46.** 814.66 (1) (o) of the statutes is amended to read:

**SECTION 46**

1           814.66 (1) (o) For filing a petition to commence a judicial proceeding under ch.  
2       701, ~~\$250~~ \$258.

3           **SECTION 47.** 814.66 (3) of the statutes is amended to read:

4           814.66 (3) The register in probate shall, on the first Monday of each month,  
5       pay into the office of the county treasurer all fees collected by ~~him or her~~ the  
6       register in probate and in ~~his or her~~ the register in probate's hands and still  
7       unclaimed as of that day. Each county treasurer shall make a report under oath to  
8       the secretary of administration on or before the 5th day of January, April, July, and  
9       October of all fees received by ~~him or her~~ the county treasurer under sub. (1) (a) to  
10      (f) up to the first day of each of those months and shall at the same time pay 66.67  
11      percent of the fees to the secretary of administration for deposit in the general fund.  
12      Each county treasurer shall retain the balance of fees received by ~~him or her~~ the  
13      county treasurer under this section for the use of the county.

14          **SECTION 48.** 814.67 (1) (a) 1. of the statutes is amended to read:

15          814.67 (1) (a) 1. For witnesses, ~~\$5~~ \$17 per day.

16          **SECTION 49.** 814.67 (1) (a) 2. of the statutes is amended to read:

17          814.67 (1) (a) 2. For interpreters, ~~\$10~~ \$35 per one-half day or such higher fees  
18      as the municipality or county board may establish.

19          **SECTION 50.** 814.67 (1) (am) of the statutes is amended to read:

20          814.67 (1) (am) For witnesses attending before a circuit court, ~~\$16~~ \$55 per  
21      day.

22          **SECTION 51.** 814.67 (1) (b) 1. of the statutes is amended to read:

23          814.67 (1) (b) 1. For witnesses, ~~\$16~~ \$55 per day.

24          **SECTION 52.** 814.67 (1) (bg) of the statutes is amended to read:

1           814.67 (1) (bg) For interpreters assisting the state public defender in  
2 representing an indigent in preparing for court proceedings, ~~\$35~~ \$72 per one-half  
3 day.

4           **SECTION 53.** 814.67 (1) (c) 1. (intro.) of the statutes is amended to read:

5           814.67 (1) (c) 1. (intro.) For a witness, the federal mileage rate of ~~20 cents per~~  
6 ~~mile~~ for either of the following:

7           **SECTION 54.** 814.68 (1) (a) of the statutes is amended to read:

8           814.68 (1) (a) A fee of ~~\$1~~ \$3 for each decision, signing, or filing of a document  
9 or other ministerial act required by law performed by a supplemental court  
10 commissioner. This paragraph does not apply to testimonial proceedings or  
11 depositions taken before a supplemental court commissioner.

12           **SECTION 55.** 814.68 (2) of the statutes is amended to read:

13           814.68 (2) SUPPLEMENTARY EXAMINATIONS. For attendance upon an  
14 examination under ch. 816, a supplemental court commissioner shall collect a fee of  
15 ~~\$15~~ \$52 to be paid upon the issuance of the order under s. 816.03 (1). The fee shall  
16 be returned in any case ~~where~~ in which it appears by affidavit filed that the order  
17 was not served upon the judgment debtor. This fee is the only fee a supplemental  
18 court commissioner is entitled to for proceedings under ch. 816.

19           **SECTION 56.** 814.70 (1) of the statutes is amended to read:

20           814.70 (1) SERVICE OF PROCESS. For each service or attempted service of a  
21 summons or any other process for commencement of an action, a writ, an order of  
22 injunction, a subpoena, or any other order, ~~\$12~~ \$33 for each defendant or person. If  
23 there is more than one defendant or person to be served at a given address, ~~\$6~~ \$17  
24 for each additional defendant or person. No fee charged under this subsection in

**SECTION 56**

1 any action commenced under s. 813.12, 813.122, or 813.123 may be collected from a  
2 petitioner under s. 813.12, 813.122, or 813.123. The fee charged under this  
3 subsection in any action commenced under s. 813.12, 813.122, 813.123, or 813.125  
4 shall be collected from the respondent under s. 813.12, 813.122, or 813.123 if ~~he or~~  
5 ~~she~~ the respondent is convicted of violating a temporary restraining order or  
6 injunction issued under s. 813.12 (3) or (4), 813.122 (4) or (5), 813.123 (4) or (5), or  
7 813.125 (3) or (4). No fee charged under this subsection in any action commenced  
8 under s. 813.125 may be collected from a petitioner under s. 813.125 if the petition  
9 alleges conduct that is the same as or similar to conduct that is prohibited by s.  
10 940.32 or that is listed in s. 813.12 (1) (am) 1. to 6. If no fee is collected under this  
11 subsection from a petitioner under s. 813.125, the fee charged under this subsection  
12 in any action commenced under s. 813.125 shall be collected from the respondent  
13 under s. 813.125 if ~~he or she~~ the respondent is convicted of violating a temporary  
14 restraining order or injunction issued under s. 813.125 (3) or (4).

15 **SECTION 57.** 814.70 (2) of the statutes is amended to read:

16 814.70 (2) EXECUTION ON JUDGMENT. For serving an execution on a judgment  
17 demanding payment thereof or other writ not provided for, ~~\$12~~ \$33.

18 **SECTION 58.** 814.70 (3) (a) of the statutes is amended to read:

19 814.70 (3) (a) In counties having a population of less than 750,000, ~~25 cents~~  
20 the federal mileage rate for each mile actually and necessarily traveled.

21 **SECTION 59.** 814.70 (3) (b) of the statutes is amended to read:

22 814.70 (3) (b) In counties having a population of 750,000 or more, ~~\$4~~ \$11 for  
23 each party to be served in each action. Only one charge may be imposed if there is  
24 more than one person to be served at a given address.

**SECTION 60**

1           **SECTION 60.** 814.70 (4) (a) of the statutes is amended to read:

2           814.70 (4) (a) In counties having a population of less than 750,000, ~~25 cents~~  
3 ~~per mile~~ the federal mileage rate.

4           **SECTION 61.** 814.70 (4) (b) of the statutes is amended to read:

5           814.70 (4) (b) In counties having a population of 750,000 or more, ~~\$4~~ \$11 for  
6 each person served within the county from which process issued, or ~~25 cents per~~  
7 ~~mile~~ the federal mileage rate for each mile traveled if served outside the county.

8           **SECTION 62.** 814.70 (7) of the statutes is amended to read:

9           814.70 (7) ADVERTISING PERSONAL PROPERTY. Advertising goods and chattels  
10 for sale upon execution, writ, or process, ~~\$1.50~~ \$5. If there is more than one  
11 execution, writ, or process in the hands of the sheriff against the same defendants,  
12 there shall be only one advertising fee charged in the whole, which shall be on the  
13 execution having priority.

14           **SECTION 63.** 814.70 (8) of the statutes is amended to read:

15           814.70 (8) SEIZURE OF PROPERTY; EVICTIONS. For serving any writ or other  
16 process with the aid of the county, ~~\$8~~ \$28; and ~~\$10~~ \$35 per hour for each deputy  
17 assigned to inventory the property when seizing property on attachment, replevin,  
18 execution, or evicting on a writ of restitution or writ of assistance, plus all  
19 necessary expenses incurred thereby.

20           **SECTION 64.** 814.70 (9) (a) (intro.) of the statutes is amended to read:

21           814.70 (9) (a) (intro.) A fee of ~~\$50~~ \$173, of which ~~\$25~~ \$86 shall be prepaid and  
22 nonrefundable, for all necessary activities of the sheriff in connection with the sale  
23 of real estate by the sheriff or other officers, under any judgment or order of court,  
24 and making all the necessary papers and notices, including but not limited to:

1           **SECTION 65.** 814.70 (9) (b) of the statutes is amended to read:

2           814.70 **(9)** (b) For travel in making the sale, to be computed from the  
3 courthouse, ~~20 cents per~~ the federal mileage rate for each mile going and returning.

4           **SECTION 66.** 814.70 (12) of the statutes is amended to read:

5           814.70 **(12)** NOTICES OF SALE. For the posting of notices of sale of personal  
6 property or posting any other notice and making a return thereon, \$4 \$14 for the  
7 first posting and ~~\$2~~ \$7 for each additional posting.

8           **SECTION 67.** 814.705 (2) of the statutes is repealed.

9           **SECTION 68.** 814.72 of the statutes is amended to read:

10          **814.72 Fees of appraisers.** For appraisals under s. 815.19, each appraiser  
11 shall collect a fee of ~~\$8~~ \$28, plus ~~\$10~~ \$35 per hour. The fee shall be paid by the  
12 officer and returned as a disbursement on the writ of attachment or execution.

13          **SECTION 69.** 814.85 (1) (a) of the statutes is amended to read:

14          814.85 **(1)** (a) Except for an action for a financial responsibility violation  
15 under s. 344.62 (2), or for a violation under s. 343.51 (1m) (b) or a safety belt use  
16 violation under s. 347.48 (2m), the clerk of circuit court shall charge and collect a  
17 ~~\$68~~ \$81 court support services surcharge from any person, including any  
18 governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a),  
19 (3), or (8) (am) or 814.63 (1).

20          **SECTION 70.** 814.85 (1) (b) of the statutes is amended to read:

21          814.85 **(1)** (b) Notwithstanding par. (a), the clerk of circuit court shall charge  
22 and collect a ~~\$169~~ \$202 court support services surcharge from any person, including  
23 any governmental unit, as defined in s. 108.02 (17), paying a fee under s. 814.61 (1)

**SECTION 70**

1 (a) or (3) or 814.62 (1) or (2), if the party paying the fee seeks the recovery of money  
2 and the amount claimed exceeds the amount under s. 799.01 (1) (d).

3 **SECTION 71.** 814.85 (1) (c) of the statutes is amended to read:

4 814.85 (1) (c) Notwithstanding par. (a), the clerk of circuit court shall charge  
5 and collect a ~~\$51~~ \$61 court support services surcharge from any person, including  
6 any governmental unit, as defined in s. 108.02 (17), paying a fee under s. 814.62 (3)  
7 (a) or (b), or paying a fee under s. 814.61 (1) (a) or (3) or 814.62 (1) or (2) if the party  
8 paying the fee seeks the recovery of money and the amount claimed is equal to or  
9 less than the amount under s. 799.01 (1) (d).

10 **SECTION 72.** 814.85 (2) of the statutes is amended to read:

11 814.85 (2) The clerk shall pay the moneys collected under sub. (1) (a) and (b)  
12 to the county treasurer under s. 59.40 (2) (m). The county treasurer shall pay those  
13 moneys to the secretary of administration under s. 59.25 (3) (p).

14 **SECTION 73.** 814.85 (3) of the statutes is created to read:

15 814.85 (3) Of each surcharge collected by the clerk under sub. (1) (c), the  
16 county treasurer shall pay \$54 to the secretary of administration under s. 59.25 (3)  
17 (p) and shall retain the balance for the use of the county.

18 **SECTION 74.** 814.86 (1) of the statutes is amended to read:

19 814.86 (1) Except for an action for a financial responsibility violation under s.  
20 344.62 (2), or for a violation under s. 343.51 (1m) (b) or a safety belt use violation  
21 under s. 347.48 (2m), the clerk of circuit court shall charge and collect a ~~\$21.50~~ \$24  
22 justice information system surcharge from any person, including any governmental  
23 unit, as defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a), (3), or (8) (am),

1 814.62 (1), (2), or (3) (a) or (b), or 814.63 (1). The justice information system  
2 surcharge is in addition to the surcharge listed in sub. (1m).

3 **SECTION 75.** 814.86 (1m) of the statutes is amended to read:

4 814.86 (1m) Beginning on ~~October 1, 1995~~ the effective date of this subsection  
5 .... [LRB inserts date], whenever the clerk of circuit court for Milwaukee County  
6 charges and collects a surcharge under sub. (1), he or she shall also charge and  
7 collect a ~~\$3.50~~ \$7.50 special prosecution clerks surcharge. The special prosecution  
8 clerks surcharge is in addition to the surcharge listed in sub. (1).

9 **SECTION 76.** 814.86 (1s) of the statutes is created to read:

10 814.86 (1s) Of each surcharge collected by the clerk under sub. (1), the county  
11 treasurer shall pay \$23 to the secretary of administration under s. 59.25 (3) (p) and  
12 shall retain the balance for the use of the county.

13 **SECTION 77.** 814.86 (2) of the statutes is amended to read:

14 814.86 (2) The clerk shall pay the moneys collected under ~~subs. (1) and sub.~~  
15 (1m) to the county treasurer under s. 59.40 (2) (m). The county treasurer shall pay  
16 those moneys to the secretary of administration under s. 59.25 (3) (p).

17 **SECTION 78.** 967.09 of the statutes is repealed and recreated to read:

18 **967.09 Interpreters. (1)** An interpreter shall act in a criminal proceeding  
19 occurring at or before arraignment by telephone or live audiovisual means, except  
20 that if any party objects to the interpreter acting by telephone or live audiovisual  
21 means, the court shall decide whether the interpreter is required to act in person.

22 **(2)** An interpreter shall act in a criminal proceeding occurring after  
23 arraignment, before trial, and at sentencing in person, except that if any party  
24 objects to the interpreter acting in person, the court shall decide whether the

1 interpreter is required to act in person or may act by telephone or live audiovisual  
2 means.

3 (3) An interpreter shall act in person for trial.

4 **SECTION 79.** 969.15 of the statutes is created to read:

5 **969.15 Interpreters.** An interpreter shall act in a proceeding under this  
6 chapter by telephone or live audiovisual means, except that if any party objects to  
7 the interpreter acting by telephone or live audiovisual means, the court shall decide  
8 whether the interpreter is required to act in person.

9 **SECTION 80.** 970.06 of the statutes is created to read:

10 **970.06 Interpreters.** An interpreter shall act in a proceeding under this  
11 chapter by telephone or live audiovisual means, except that if any party objects to  
12 the interpreter acting by telephone or live audiovisual means, the court shall decide  
13 whether the interpreter is required to act in person.

14 **SECTION 81.** 971.055 of the statutes is created to read:

15 **971.055 Interpreters.** (1) An interpreter shall act in a proceeding under  
16 this chapter occurring at or before arraignment by telephone or live audiovisual  
17 means, except that if any party objects to the interpreter acting by telephone or live  
18 audiovisual means, the court shall decide whether the interpreter is required to act  
19 in person.

20 (2) An interpreter shall act in person for trial.

21 **SECTION 82.** 978.13 (1) (b) of the statutes is amended to read:

22 978.13 (1) (b) In counties having a population of 750,000 or more, the salary  
23 and fringe benefit costs of ~~2 clerk positions~~ any staff providing clerical services to  
24 ~~the prosecutors~~ in the district attorney's office related to the handling of cases

**SECTION 82**

1 involving felony violations under ch. 961. The secretary of administration shall pay  
2 the amount authorized under this subsection to the county treasurer pursuant to a  
3 voucher submitted by the district attorney to the department of administration  
4 from the appropriation under s. 20.475 (1) (i).

5 **SECTION 83.** 978.13 (1) (c) of the statutes is amended to read:

6 978.13 (1) (c) In counties having a population of 750,000 or more, the salary  
7 and fringe benefit costs of ~~clerk positions~~ any staff in the district attorney's office  
8 necessary for the prosecution of violent crime cases primarily involving felony  
9 violations under s. 939.63, if a felony is committed while armed, and under ss.  
10 940.01 to 940.03, 940.05, 940.06, 940.225, 943.231 (1), and 943.32 (2). The  
11 secretary of administration shall pay the amount authorized under this subsection  
12 to the county treasurer pursuant to a voucher submitted by the district attorney to  
13 the secretary of administration from the appropriation under s. 20.475 (1) (i).

14 **SECTION 84.** 978.13 (1) (d) of the statutes is amended to read:

15 978.13 (1) (d) In counties having a population of 750,000 or more, the salary  
16 and fringe benefit costs of ~~2 clerk positions~~ any staff providing clerical services to  
17 ~~the prosecutors~~ in the district attorney's office related to the handling of cases  
18 involving the unlawful possession or use of firearms. The secretary of  
19 administration shall pay the amount authorized under this subsection to the  
20 county treasurer from the appropriation under s. 20.475 (1) (i) pursuant to a  
21 voucher submitted by the district attorney to the department of administration.

22 **SECTION 85. Effective dates.** This act takes effect on the first day of the 7th  
23 month beginning after publication, except as follows:

