

RESOLUTION 87-07

SURCHARGE ON RESTITUION

WHEREAS, Section 973.06 (1) (g) of the WI STATS authorizes the Court to impose a restitution surcharge equal to 10% of any restitution ordered under 973.20, payable to the County Treasurer for use by the county; **and**

WHEREAS, Section 973.20 (11) (a) of the WI STATS authorizes the Court to impose a restitution surcharge equal to 5% of the total amount of fines, court costs, surcharges (including the 10% restitution surcharge) and the restitution ordered under 973.05 (1) which shall be paid to the Clerk of Court for administrative expenses, **and**

WHEREAS, it is the duty of the District Attorney's Office to administer justice by enforcing restitution orders and distributing those funds to victims of crime; **and**

WHEREAS, the surcharge will offset costs associated with the District Attorney Office responsibility for collecting victim loss information and presenting it to the Court; **and**

WHEREAS, it is appropriate that the District Attorney's Office obtain the 10% surcharge to support the work they do with victims of crime;

NOW THEREFORE, BE IT RESOLVED, that the Polk County Board of Supervisors authorize the Department of Finance to establish a revenue account for the Polk County District Attorney's office for the collection of a 10 % restitution surcharge to offset administrative costs; **and**

BE IT FURTHER RESOLVED, that the Polk County Board of Supervisors authorize the Department of Finance to establish a revenue account for the Polk County Clerk of Courts office to collect a 5% restitution surcharge for administrative expenses for defendants who are not placed on probation or sent to prison and restitution is ordered.

Be It Further Resolved that the surcharge be collected after the restitution is paid for.

Funding amount: N/A

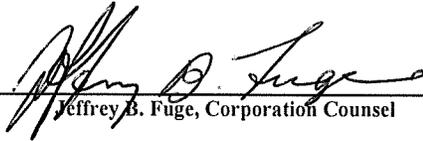
Funding Source: N/A

Finance Committee Advised: N/A

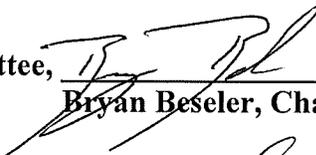
Finance Committee action: N/A

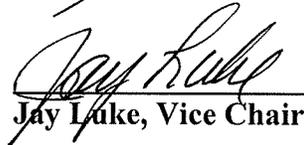
Effective Date: January 1, 2008,

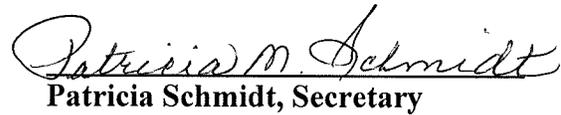
Approved as to form: _____ October 1, 2007

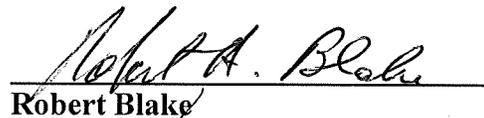

Jeffrey B. Fuge, Corporation Counsel

Submitted by the Public Protection Committee, _____

 10/1/07
Bryan Beseler, Chair


Jay Luke, Vice Chair


Patricia Schmidt, Secretary


Robert Blake


Kim O'Connell

Date submitted to County Board of Supervisors: October 16, 2007

County Board Action: Adopted as Amended.