

2 **RESOLUTION: Support the Wisconsin Register in Probate Association in Urging the**
3 **Wisconsin Legislature to Review Wisconsin Statutes for Court Fees and**
4 **Costs in Probate and Juvenile Cases**

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7 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

8 **WHEREAS**, Chapter 814, Wis Stats, covers court costs, fees, and surcharges. Sec. 814.66, Wis Stats,
9 specifically, applies to the Office of the Register in Probate. Probate and Juvenile Courts handle other case types for
10 which fees are not covered in §814.66 or other statutes, resulting in cases filed with the court without a filing fee; and

11 **WHEREAS**, some fees and costs collected by the Probate Office are different from fees collected by the
12 Clerk of Court office for the same or similar items; this inconsistency can cause confusion and distrust; and

13 **WHEREAS**, employees of the Clerk of Court and Probate Offices are county employees, using the same
14 equipment including CCAP provided computers and printers as well as county provided copiers; and

15 **WHEREAS**, it is feasible to request the Wisconsin Legislature to review the statutes for consistency and
16 require fees and costs charged by the Clerk of Court and Register in Probate to be the same for the same or similar
17 item or service as outlined in the attached "Court Fees and Costs in Probate and Juvenile Cases," attached hereto
18 and incorporated herein by reference; and

19 **WHEREAS**, your undersigned Committee supports revising the Wisconsin Statutes to make them consistent
20 for Clerks of Court and Registers in Probate to collect fees and costs associated with their respective cases as
21 outlined herein.

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23 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby
24 supports the Wisconsin Register in Probate Association in its efforts to revise Wisconsin Statutes to be consistent
25 with this Resolution and further urges the Wisconsin Legislature to revise and amend related statutes to further
26 consistency between the fee structures outline in the statutes.

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28 **BE IT FURTHER RESOLVED** by the Winnebago County Board of Supervisors that it hereby directs the
29 Winnebago County Clerk to forward a copy of this Resolution to the Office of Governor Tony Evers, the Wisconsin
30 Counties Association, all members of the Wisconsin Legislature, and to each Wisconsin County.

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32 Respectfully submitted by:

33 **LEGISLATIVE COMMITTEE**

34 Committee Vote: **11-0**

35 Vote Required for Passage: **Majority of Those Present**

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37 Approved by the Winnebago County Executive this ____ day of _____, 2019.

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40 _____
41 Mark L Harris
Winnebago County Executive