

1 **292-122023**

2 **ORDINANCE: Amend Winnebago County General Code Section 5.04 (2)(a) pertaining to**  
3 **Cremation Permit Fees**  
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6 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

7 **WHEREAS**, Wis. Stat. 59.36 provides in pertinent part that "the board shall set the fees for all services  
8 rendered by the coroner or medical examiner"; and

9 **WHEREAS**, prior to 2012 the Winnebago County Board of Supervisors established \$150.00 fee for the  
10 issuance of a crematory permit; and

11 **WHEREAS**, in mid-2015, the Winnebago County Board of Supervisors raised the permit fee to \$200.00 but  
12 the passage of Wis. Stat. 59.365 prohibited the fee increase. Wis. Stat. 59.365 provided in pertinent part:

13 "(1) From July 14, 2015 to April 17, 2017, the board may not charge an amount that exceeds the amount that  
14 was actually charged on April 17, 2015 ...

15 (2) If on or after April 18, 2017, the board increases the amount of any of the fees specified in sub. (1)(a) to  
16 (c), any such increase may not exceed the annual percentage changed in the U.S. consumer price index for all urban  
17 consumers, U.S. city average, as determined by the U.S. department of labor, for the 12 months ending on  
18 December 31 of the year before the increase."

19 **WHEREAS**, in January 2023, the Winnebago County Board of Supervisors increased the cremation permit  
20 fee by \$10.00 which increased the permit fee to \$160.00;

21 **WHEREAS**, the costs associated with materials and professional supplies for the Medical Examiner's Office  
22 have increased but the fees related to the cremation fees have remained the same; and

23 **WHEREAS**, Wis. Stat. 365 allows a yearly increase and it is the Medical Examiner office's recommendation  
24 to implement a proposed increase in 2023 based on the 2022 Consumer Price Index.

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26 **NOW, THEREFORE, THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WINNEBAGO**  
27 **DOES ORDAIN AS FOLLOWS:** that Section 5.04 (2)(a) be amended to allow a \$10.00 increase in the cremation  
28 permit fee, raising the permit fee to \$170.00.

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30 **BE IT FURTHER ORDAINED** by the County Board of Supervisors of the County of Winnebago that said  
31 amendment to the General Code of Winnebago County shall become effective on the date following the date of  
32 publication.  
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34 *Fiscal Note: The increase in fees will result in an estimated increase in revenue of \$12,500.*  
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36 Respectfully submitted by:

37 **JUDICIARY AND PUBLIC SAFETY COMMITTEE**

38 Committee Vote: 5-0

39 Respectfully submitted by:

40 **PERSONNEL AND FINANCE COMMITTEE**

41 Committee Vote: 5-0

42 Vote Required for Passage: **Majority of Members Present**

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Approved by the Winnebago County Executive this \_\_\_\_ day of \_\_\_\_\_, 2023.

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Jonathan D. Doemel  
Winnebago County Executive