

RESOLUTION NUMBER 12 (2019-2020)



SUBJECT: Court Fees and Costs in Probate and Juvenile Cases

WHEREAS, Wisconsin Statutes Chapter 814 covers court costs, fees, and surcharges. Subsection 814.66 applies to the office of the Register in Probate. Probate and Juvenile Court handles other case types for which fees are not covered in Section 814.66 or other statutes. The result is certain cases are filed with the court without a filing fee; and,

WHEREAS, some fees and costs collected by the Probate Office are different from fees collected by the Clerk of Circuit Court for the same items. A system presently exists where there are different fees and costs for identical items which is confusing and inconsistent; and,

WHEREAS, employees of the Clerk of Court and Register in Probate are all county employees, usually working in proximity to the court. Each employee uses State of Wisconsin court operations' computers and printers as well as county-owned multifunction devices.. There is no discernable difference in these two offices related to copying and issuing certificates; and,

WHEREAS, the Legislature should revise the statutes for consistency; that is, fees and costs charged by the Clerk of Circuit Court and Register in Probate shall be the same for the same item or service and set filing fees for probate and juvenile court as attached; and,

NOW THEREFORE, BE IT RESOLVED, the Waupaca County Board of Supervisors does hereby support the Wisconsin Register in Probate Association in its efforts to revise Wisconsin Statutes consistent with the resolution and further urges the Legislature to revise and amend the related statutes to further consistency between the fee structures outlined in the statutes.

BE IT FURTHER RESOLVED, the County Clerk is directed to send a copy of the is resolution to Governor Tony Evers, the Wisconsin Counties Association, Waupaca County's elected state representatives and to each Wisconsin County.

Passed this 20 day of August, 2019

24 Ayes    0 Nays

ATTEST:

A handwritten signature in black ink, appearing to read "Jill Lodewegen", written over a horizontal line.

Jill Lodewegen  
Waupaca County Clerk

APPROVED AS TO FORM:

A handwritten signature in black ink, appearing to read "Diane L. Meulemans", written over a horizontal line.

Diane L. Meulemans, Corporation Counsel

RECOMMENDED FOR INTRODUCTION BY THE  
WAUPACA COUNTY LEGISLATIVE, JUDICIAL,  
ETHICS, SAFETY AND SECURITY COMMITTEE

*Dennis A. Kussmann*

*Mary Kay Packman*

*Tom Meyer*

*[Signature]*

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_