

SUB. 2 TO ORD. AMDT. 51, 07-08

AMENDING CHAPTER 62 OF THE DANE COUNTY CODE OF ORDINANCES,  
EXEMPTING PERSONS LIVING IN POVERTY FROM A PAYMENT OF ELECTRONIC  
MONITORING FEES

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 62.32 is amended to read as follows:

62.32 FEES FOR PARTICIPATION IN JAIL DIVERSION PROGRAM.

- (1) Every person placed in the Jail Diversion Program by the Sheriff shall pay a daily electronic monitoring fee of \$20 as authorized by sec. 302.425(3), Wis. Stats.
- (2) The Sheriff or his or her duly authorized designee is hereby empowered to reduce or eliminate the fees required by this section upon a written determination that the person subject to the fee is indigent or so without resources that the imposition of the fee will create a hardship.
- (3) At the first Public Protection and Judiciary Committee meeting following June 1<sup>st</sup> of each year, the Sheriff will present and report on all aspects of this ordinance. This includes, but is not limited to, current written policies in place and any proposed changes, participation levels and trends, and demographic data. The Sheriff will report back at additional times as requested by the committee.

ARTICLE 3. Section 62.35 is amended to read as follows:

62.35 FEES FOR PARTICIPATION IN THE ALTERNATIVES TO INCARCERATION PROGRAM.

- (1) Every person sentenced by the Dane County Circuit Court to the Alternatives to Incarceration Program in lieu of jail confinement shall pay to the Clerk of Court a daily electronic monitoring fee of \$20 as authorized by sec. 973.03(4), Wis. Stats.
- (2) Every person sentenced by the circuit court of another county, and accepted into the Alternatives to Incarceration Program in lieu of jail confinement, shall pay to the Clerk of Court a daily electronic monitoring fee of \$23.
- (3) The Clerk of Courts or his or her duly authorized designee is hereby empowered to reduce or eliminate the fees required by this section upon a written determination that the person subject to the fee is indigent or so without resources that the imposition of the fee will create a hardship.
- (4) At the first Public Protection & Judiciary Committee meeting following June 1<sup>st</sup> of each year, the Clerk of Court will present and report on all aspects of this ordinance. This includes, but is not limited to, current written policies in place and any proposed changes, participation levels and trends, and demographic data. The Clerk of Court will report back at additional times as requested by the committee.

ARTICLE 4. NON-CODE PROVISION. The amendments made by Articles 2 and 3 shall first take effect on January 1, 2009.