

Statutory Basis

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Statutory Basis for Citation Business Rules

You want to know the statutory basis for some of the business rules programmed for the citation forms in TraCS.

- Why must the municipal court cost be between 15 and 38 dollars?

814.65 Fees of the municipal court.

(1) Court costs. In a municipal court action, except for a financial responsibility violation under [s. 344.62 \(2\)](#) or for a violation of an ordinance in conformity with [s. 343.51 \(1m\) \(b\)](#) or [347.48 \(2m\)](#), the municipal judge shall collect a fee of not less than \$15 nor more than \$38 on each separate matter, whether it is on default of appearance, a plea of guilty or no contest, on issuance of a warrant or summons, or the action is tried as a contested matter. Of each fee received by the judge under this subsection, the municipal treasurer shall pay monthly \$5 to the secretary of administration for deposit in the general fund and shall retain the balance for the **use of the municipality**.

- Why must the traffic citation (ELCI form) be used for citing traffic violations and not the non-traffic citation (NTC form)?

345.11 Uniform traffic citation.

(1) On and after July 1, 1969, the uniform traffic citation created by this section shall in the case of moving traffic violations and may in the case of parking violations and all violations of [ch. 194](#) be used by all law enforcement agencies in this state which are authorized to enforce the state traffic laws and any local traffic laws enacted by any local authority in accordance with [s. 349.06](#).

- Why must the bond amount on the Traffic Citation (ELCI) come from a set schedule?

345.26 Deposit.

(2)(a) The basic amount of the deposit for the alleged violation of a traffic regulation shall be determined in accordance with a deposit schedule which the judicial conference shall establish. Annually, the judicial conference shall review and may revise the schedule.

(2)(b) In addition to the amount in par. (a), the deposit shall include court costs, fees, and surcharges imposed under [ch. 814](#).

More TraCS FAQs Here:

<http://wisconsindot.gov/Pages/safety/enforcement/agencies/tracs/faqs.aspx>

–JS 04/02/15