

# Key Muaj Cai Ntawm Cov Tswv Av Raws Wisconsin Tsab Cai Lij Choj



Tsab ntawv txuam yuaj no yog luam tawm los ntawm Rooj Tsav Xwm Tsav Tswj hauv Wisconsin (Wisconsin Department of Administration) koom nrog Feem Tswj Kws Lij Choj (Attorney General) nyob rau hauv Wis. Stat. § 32.26(6). Nws kuj tsis raug ntaus nqi tias yog kev qhia saum kev cai lij choj. Feem uas yuav tshais niam txiv pej xeem yuav tsum muab cov ntawv no rau cov yuav tshais chaw ua ntej yuav pib sib tham thov yuav cov vaj tsev txhawm rau ua tes dej num rau sawv daws.

## Cov Txheej Txheem Hauv Wis. Stat. § 32.05: Kev tsheb loj, Kev tsheb me, Kwj dej nag & dej qias, Ncauj deg, Kwj deg, Tshav dav hlau thiab Tej chaw siv tsheb nkoj loj

Daim ntawv txuam yuaj no yuav qhia cov txheej xwm txog cov txheej txheem cem thuam hauv Wisconsin, nrog rau kev muaj cai ntawm cov tswv uas raug kev puas tsuaj. Txheej xwm ntau ntxiv muaj nyob rau Wis. Stat. Ch. 32.

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## LUS QHIA

Tsab niam kev cai lij choj hauv Wisconsin, Nqe 1, tshooj 13, tau sim tsa kev muaj cai, uas yog muaj cai siv pej xeem li ntiag tug coj los ua khoom lua tsuas yog yuav tau them tus nqi. Raws li Tsab Cai Lij Choj, Wis. Stat. Ch. 32, nws tau nthuav tawm ua rau cov zej tsoom thiab kev lag luam kom lawv muaj txoj cai. Kev rau txim yog ib feem ntawm kev siv kev cai lij choj uas feem muaj cai siv kuj yuav tau siv raws li lawv txoj cai.

Raws li hauv qab no yog cov txheej txheem uas yuav tau ua thiab tsoom xam tias yuav txiav txim li cas rau tej khoom ntiag tug. Tab txawm tias cov koom haum uas tau kev tso cai yuav tsis txhob txwm xav tau tej khoom ntiag tug raws kev txiav txim, los nws yuav tau ua raws txoj cai Tshooj 32 thaum ua ib txog hauv lwm uas tej zaum yuav cuam tshuam txog kev tshem ib tug neeg twg, ib lub lag luam twg, lossis ib daim liaj daim teb twg.

## CEEB TOOM TSHAIS CHAW

Feem ua hauv lwm ntsig txog kev tshais chaw yuav tau sau ntaub ntawv ceeb toom thiab npaj tej chaw thiab kev thauj tej khoom uas yuav tshais chaw thiab kho tej vaj tsev ua ntej yuav pib mus sib tham txog kev tshais chaw. Daim ntawv ceeb toom yuav tsum muaj daim kom tswj qhia qhov chaw nyob qub thiab tshiab, nrog rau tej av thiab lwm yam ib puag ncig ntawm tes dej num. Tsis pub dhau 20 hnuv txij hnuv nthuav tawm tsab ntawv ceeb toom, yuav tsum luam ib daim mus rau tus khaws ntaub ntawv (clerk) ntawm lub nroog (county) uas qhov av no nyob khaws cia.

## KEV NTAUS NQI

Feem ua txoj hauv lwm tshais chaw yuav tsum tau ua yam tsawg kawg ntaus nqi ib qho zuj zus txhawm rau yuav coj los sib tham. Thaum tau qhov kev ntaus nqi thiab pib tau lub hauv paus lawm, tus neeg ntaus nqi yuav tau sab laj nrog tus tswv av lossis khoom ntiag tug. Thaum ua tiav lawm, tus neeg ntaus nqi yuav tau muab tag nrho nws cov ntaub ntawv ntaus nqi rau tus tswv av lossis tswv khoom ntiag tug. Thiab feem ua txoj hauv lwm tshais chaw yuav tsum ceeb toom rau cov tswv av tias lawv yuav tau txais lawv cov kev ntaus nqi lawv cov av thiab khoom ntiag tug (yam tsim nyog) raws li feem ua txoj hauv lwm tshais chaw no ua los. Tus tswv av qhov kev ntaus nqi yuav tau xa rau feem ua txoj hauv lwm tshais chaw tsis pub dhau 60 hnuv txij hnuv tau txais kev ntaus nqi los ntawm feem ua txoj hauv lwm tshais chaw.

## KEV SIB THAM TUS NQI

Feem ua txoj hauv lwm tshais chaw yuav tau tham nrog tus tswv av lossis tswv khoom ntiag tug txog qhov yuav cov khoom ntawv uas yog tsoom xam tag nrho txhawm rau tsim kom tau tus nqi raws li saum kiab khw. Nws yuav tsum muaj daim kom tswj qhia tag nrho tej khoom uas yuav raug kev puas tsuaj los ntawm kev tsim tes dej num thiab cov npe yam tsawg 10 tswv ib ncig uas tau txais kev puas tsuaj ib yam thiab. Yog tias tes dej num ua raug puas tsuaj tsawg tshaj 10 tswv, feem ua txoj hauv lwm tshais chaw yuav tau tso cov npe tag nrho rau hauv. Cov tswv khoom tej zaum kuj yuav saib thiab luam cov kom tswj uas feem tau txais dej num muaj. Feem ua txoj hauv lwm tshais chaw yuav nthuav tawm txog txiaj ntsim kev tshais chaw thaum kuv sij hawm muaj kev sib tham, yog tias li cas kuv tsum tau tshais chaw.

Yog tias yuav ib txhia, tus nqi uas ncaj ncee raws li saum kiab khw (1) tus nqi kiab khw nyob rau feem uas thov yuav, lossis (2) qhov txawv ntawm cov khoom no ua ntej thiab tom qab thov yuav. Yog tias tsuas thov yuav ib feem ntawm cov khoom no xwb thiab qhov uas tshuav yuav tsis muaj nqis dab tsi lawm, feem ua txoj hauv lwm tshais chaw no yuav tau thov yuav tag nrho feem uas siv tsis tau txiaj ntsim ntawv tib si. Qhov khoom siv tsis tau txiaj ntsim yog qhov uas seem tom qab lawv thov yuav ib feem lawm, yog tias nws tshuav ib nyuag ces kaum ntshe lossis nws muaj txiaj ntsim me ntsis lawm xwb lossis nws yuav tssis muaj nuj nqis mus rau ncuav ntev lawm.

Kev them tus nqi rau cov khoom uas hais los no nws kuj txawv cov uas tau soj ntsuam raug puas tsuaj ua ntej thiab tom qab hnuv uas ntaus nqi ntawv. Hnuv ntaus nqi yog hnuv uas lub nroog (county) coj cov ntaub ntawv mus sau npe khaws tseg.

Yog tias tus tswv khoom pom zoo sib tham muag tawm, feem uas mus thov muas yuav tsum tiv tauj mus rau lub nroog es sau npe khaws tseg. Tom qab sau npe tseg lawm, feem mus thov muas yuav tsum sau ntawv ceeb toom tag nrho rau sawv daws, uas yog xa ntawv uas muaj neeg lav paub, lossis neeg mus xa kiag, nrog rau lawv qhov kev muaj cai hais qhov nqi them tsis dhau 6 lub hlis txij hnuv sau tseg.

## THOV CIA HAIS RAWWS KEV CAI

### LIJ CHOI

Xog tias kev sib thab niam, feem ua txoj hauj lwim tshais chaw no yuav tsuam cia rau cov tswv kboom mus hais rawws txoj cai. Kev cia kom lawv tau hais rawws txoj cai yuav tsuam xav ntawv nas muaj kev lees paub, neeg xam mus cob klag rau tes thiab nrog rau (1) ib qho kev ghia meej txog tse dej num; (2) ib qho ghia txog qhov kboom nas yuav thov yuav; (3) hnuv nas thov yuav siv; (4) tus nqi nas yuav them; (5) ntawv ceeb toom nas hais txog tej lwim tshais chaw siv qhov kboom lawm txhawnm rau los hais seb puas tau tus nqi them ntau dua, tab txawm tias tus tswv twb lees txais thiab siv cov nyiaj them tag lawm los xij.

Yb *tsab ntawv ceeb toom rawws txoj cai* ceeb toom rau cov neeg muaj feem xyuam rau cov kboom tej zaum yuav tau thov tso rau zej tsoom paub. Yb tsab yuav tsuam xam mus khawws cia nrog lub nroog qhov kev san npe tsis pub dhau 14 hnub nas yog neeg xam mus klag lawm cov ntawv xawws kev rawws cai. Tus tswv kboom yuav tsuam teb tias lees txais tau lossis tsis tau rawws li kev txiav txim tsis pub dhau 20 hnub nas yog kom neeg mus xa lossis xam ntawv mus. Xog lees txais tau, yuav tau hloov cov ntaub ntawv mus rau feem ua txoj hauj lwim tshais chaw thiab yuav tsuam them nyiaj rau tus tswv tsis pub dhau 60 hnub. Xog tias ho sau ntawv zias tias tsis kam los ntawm tag nrho cov tswv nas sau tseg, tej zaum feem ua txoj hauj lwim tshais chaw yuav tau them tus nqi puas tsuaj.

Tsis pub dhau 40 hnub txij hnuv xa tsab ntawv mus cob lossis xa tsab ntawv mus txog kev tso rau hais cai, ib tug tswv kboom twg nas xav npaj cai tham ntxiv txog cov nyiaj them, yuav tau pij npaj ntaub ntawv mus rau tsev hais plaub rau chueb tiam thaj av cov kboom nyob, tso npe feem nas tsam txoj hauj lwim ua tus raug food. Li cas los xij, yog tias tus tswv hos twb lees lawm thiab twb khawws cov nyiaj them tag lawm, ces tej zaum rooj plaub kuj yuav tsis raug qhib los hais.

## KEV NPAJ CAI THAM NTXIV XOG TSIS TXAUS SAB

Xog tias tus tswv hos tsis thov hais saum kev saum cai dhau 20 hnub lawm nas yog muab rau neeg xa lossis xa ntawv, lossis yog cov tswv sau ntawv cia tias tsis kam, ces feem ua txoj hauj lwim tshais chaw yuav tau them nqi puas tsuaj xa na ntawv lossis kom neeg xa ntawv mus rau. Nov hu hais thias them nqi puas tsuaj thiab yuav tsuam muaj (1) ghia meej txog yam kboom; (2) ghia meej txog qhov nas yuav thov yuav; (3) hnuv nas xav tias yuav siv; (4) cov nyiaj nas yuav them (yam tsawg npanum li cov nas txiav txim tias yog tus nqi ntab ntab); thiab (5) ib tsab ntawv ghia txog tias feem ua txoj hauj lwim tshais chaw tau ua raug rawws li txoj kev cai ntos tseg tag nrho lawm.

Tom gab feem thov yuav tau thov them thiab them nyiaj tag lawm, nws yuav tau mus sau npe rau lub nroog khawws cia ua pov thawj. Nyob rau lub sij ham nas coy mus khawws cia, yuav tau rau lub npe feem nas tuaj thov yuav. Hnuv no hu tias yog hnuv ntawv mus nqi.

## KEV MUAJ FEEM XYUAM & SAU NTAWV THOV KEV PAB CUAM

Tsis muaj ib tug tswv twg nas yog kboom vaj tsev tej zaum feem thov yuav xav kom tshais tam hauv ib lub tsev lossis ib qho kev lag luam yam tsawg 90 hnub nas yog sau ntawv ceeb toom. Xog tias lub npe nyob nrog feem thov yuav ua ntej tag 90 hnub, tus tswv tuaj yuav nyob rau hauv cov vaj tsev tsis muaj nqi xob thawj 30 hnub, pij hnuv tim 1 lossis hnuv tim 15 ntawm lub hli tom gab tso npe ua feem thov yuav lub npe lawm. Xog tias cov tswv av tsis kam rau feem tuaj thov yuav nyob rau ncuva sij ham 90 hnub, ces feem tuaj yuav no tuaj yeem ua ntawv food rau hauv tsev hais plaub kom tsev hais ntawv saum ntawv tuaj pab hu mus sib tham txog cov tswv av. Tsev hais plaub yuav pab tswv yog tias tau ua txhua yam raug rawws cov kev cai tag nrho lawm rawws li tsev hais plaub txoj cai, nyiaj los kuj them tag lawm thiab muaj qhov av nas los sib piv tau.

## KEV ROV HAIS DUA TUS NOI THEM KEV PUAS TSUAI

Tsis hais feem twg nas muaj feem ua tswv rau cov rau nws mus hais dua tus nqi them kev puas tsuaj. Kev yuav mus hais dua tus nqi them kev puas tsuaj, feem nas muaj feem xyuam tuaj yeem sau ntawv food mus rau hauv lub tsev hais plaub ntawm qhov av lossis vaj tsev nyob ntawv. Thaum muaj ib tug twg tau food lawm, tsis pub lwim tus los food tib qho lus no ntxiv, tiam sis tuaj yeem los koom rau qhov lus qub nas tau food lawm nas yog ceeb toom rau lawv pab pawg thiab cov tswj plaub tsis pub dhau 10 hnub tau txais tsab ntawv thov tauv kev ncaj ncee. Tus nqi them lossis nqi them kev puas tsuaj tej zaum yuav tsis muab ntaub lawm rau cov tsuaj kev pawg neeg txiav txim plaub ntug. Tsis hais pab ntaub ntug neeg txiav txim plaub ntug yuav txiav los siab dua los yog qis dua tus nqi saum kiab khw, kev them nyiaj yuav tsuam tsis pub dhau 70 hnub tom gab hnuv txiav txim tshwj tsis yog tias tseem yuav thov food dua mus ntxiv.

Tsis hais feem twg kuj tuaj yeem yuav thov cov txiav txim plaub ntug rov hais dua ntiiv hauv tsev hais plaub tau. Xog ntu no qhov lus nug tsuas yog npe cov vaj tsev, yog muaj, thiab cov nyiaj them nqi puas tsuaj tag nrho nas feem tuaj mus yuav tsuam tau them. Tus neeg txiav txim plaub ntug yuav tsuam tsim qhov no tshwj tsis yog tias ob tog tsuam lawm. Tus nqi them, tus nqi lub hauv paus, lossis nqi them kev puas tsuaj tej zaum yuav tsis muab ntaub ntug lawm lub sij ham sim. Cov nqi them yuav tsuam them tsis pub dhau 60 hnub to gab txiav txim tag.

Feem nas muaj feem yog tswv tej zaum yuav tsis tau hais kev ncaj ncees thiab tuaj yeem food ncaj qha rau hauv tsev hais pab tsis pub dhau 2 xyoos txij hnuv ntaus nqi. Kev thov rov hais yuav tau xam tseem ceeb dua tag nrho cov hauj lwim tsis yog kev sim. Tsis pub ib feem twg nas muaj feem tuaj yeem nyias food nyias, tiam sis tuaj yeem sib koom ib qho food nas yog ceeb toom rau tag nrho txhua feem nas xa na ntawv lossis neeg mus xa tsis dhau 10 hnub txij hnuv tau txais datim ntawv thov hais dua.

## NYIAJ HAIS PLAUB/NOI THEM

"Nyiaj hais plaub" nws muaj tag nrho xws li "kev siv tag nrho, nyiaj nrho siv thiab kev siv nyiaj, nrog rau nqi kws Iij choj, cov neeg ntaus nqi thiab cov na hauj lwim yog yuav siv lawv los npaj lossis los koom lossis npaj ua ntej muaj kev txiav txim, cov thawj coy ntaus nqi lossis nqi hauv tsev hais plaub rawws li txoj cai [Chapter 32:." Wis. Stat. § 32.28(1)(b). Nws muaj ntau yam nas yuav tau feem ua muaj ntau yam kom tus tsis txaus siab rau qhov nqi them kev puas tsuaj na tus them. Cov kev them nyiaj muaj li cov nram gab no tab sis kuj tsis txhais tias tag li no: (1) feem txais tes hauj lwim tso tseg tsis na mus ntxiv lawm; (2) tsev hais plaub pom tias feem thov yuav tsis muaj cai yuav siv cov av thiab vaj tseg; (3) kev txiav txim tau pom tias kom ua rawws li Wis. Stat. § 32.10; etc. Cov npe tag nrho, mus sab ntawm Wis. Stat. § 32.28(3)(a)-(i).