



State of Wisconsin
2023 - 2024 LEGISLATURE

LRB-5278/1
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2023 SENATE BILL 776

December 8, 2023 - Introduced by Senator LARSON, cosponsored by Representatives MADISON, CLANCY, HONG, J. ANDERSON, BALDEH, CONLEY, CONSIDINE, EMERSON, JOERS, MOORE OMOKUNDE, PALMERI, SHELTON, SINICKI and STUBBS. Referred to Committee on Judiciary and Public Safety.

1 **AN ACT** *to create* 302.073 of the statutes; **relating to:** inmate access to the
2 outdoors.

Analysis by the Legislative Reference Bureau

This bill requires the Department of Corrections and county sheriffs to provide every inmate being held in a state correctional institution or county house of correction with three hours per week of outdoor time, unless the inmate is being held in the Milwaukee secure detention facility, in which case the three-hour per week requirement does not apply until the inmate's 91st day of holding at that institution.

For further information see the state fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 **SECTION 1.** 302.073 of the statutes is created to read:
4 **302.073 Outdoor access by inmates of state correctional institutions or**
5 **county houses of correction. (1)** (a) Except as provided in par. (b), the warden
6 or superintendent of a state correctional institution shall ensure that each inmate

SENATE BILL 776

1 is permitted to access the outdoors for 3 hours per week unless the inmate is subject
2 to a prison lockdown or is being held in solitary confinement.

3 (b) The requirement under par. (a) does not apply to inmates being held in the
4 state correctional institution under s. 302.01 (1) (i) until their 91st day of holding in
5 that state correctional institution.

6 (2) The county sheriff shall ensure that each inmate in a county house of
7 correction is permitted to access the outdoors for 3 hours per week unless the inmate
8 is subject to a jail lockdown or is being held in solitary confinement.

9 **SECTION 2. Initial applicability.**

10 (1) MILWAUKEE SECURE DETENTION FACILITY. The treatment of s. 302.073 (1) first
11 applies to the state correctional institution under s. 302.01 (1) (i) on January 1, 2026.

12 (END)