

1999 ASSEMBLY BILL 99

1 AN ACT *to renumber* 301.45 (6) (b); *to renumber and amend* 301.45 (4) and
2 301.45 (6) (a); *to amend* 301.45 (2) (e) 1., 301.45 (2) (e) 2., 301.45 (2) (e) 5. and
3 301.45 (6) (c); and *to create* 301.45 (2) (e) 1m., 301.45 (4) (b), 301.45 (4r) and
4 301.45 (6) (a) 1. and 2. of the statutes; **relating to:** sex offender registration
5 requirements for persons who are on probation, parole or extended supervision
6 and providing a penalty.

Analysis by the Legislative Reference Bureau

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

7 SECTION 1. 301.45 (2) (e) 1. of the statutes is amended to read:
8 301.45 (2) (e) 1. Within 10 days after the person being is placed on parole,
9 ~~extended supervision,~~ probation, supervision, aftercare supervision, conditional
10 release or supervised release.

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1 **SECTION 2.** 301.45 (2) (e) 1m. of the statutes is created to read:

2 301.45 **(2)** (e) 1m. If the person is being released from a prison sentence and
3 placed on parole or extended supervision, before he or she is released.

4 **SECTION 3.** 301.45 (2) (e) 2. of the statutes is amended to read:

5 301.45 **(2)** (e) 2. If the person is on parole, extended supervision or probation
6 from another state under s. 304.13 or 304.135, ~~within 10 days after~~ before the person
7 enters this state.

8 **SECTION 4.** 301.45 (2) (e) 5. of the statutes is amended to read:

9 301.45 **(2)** (e) 5. If subd. 1., 1m., 2., 3. or 4. does not apply, within 10 days after
10 the person is sentenced or receives a disposition.

11 **SECTION 5.** 301.45 (4) of the statutes is renumbered 301.45 (4) (intro.) and
12 amended to read:

13 301.45 **(4)** UPDATED INFORMATION. (intro.) In addition to the requirements
14 under sub. (3), ~~whenever a person who is covered under sub. (1) shall update~~
15 information under sub. (2) (a) as follows:

16 (a) Except as provided in par. (b), whenever any of the information under sub.
17 (2) (a) changes, the person shall provide the department with the updated
18 information within 10 days after the change occurs.

19 **SECTION 6.** 301.45 (4) (b) of the statutes is created to read:

20 301.45 **(4)** (b) If the person is on parole or extended supervision and the person
21 knows that any of the information under sub. (2) (a) 5. will be changing, the person
22 shall provide the department with the updated information before the change in his
23 or her address occurs. If the person is on parole or extended supervision and any of
24 the information under sub. (2) (a) 5. changes but the person did not know before the
25 change occurred that his or her address would be changing, the person shall provide

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1 the department with the updated information within 24 hours after the change in
2 his or her address occurs.

3 **SECTION 7.** 301.45 (4r) of the statutes is created to read:

4 **301.45 (4r)** RESTRICTION ON CERTAIN REGISTRANTS ESTABLISHING OR CHANGING
5 RESIDENCE. No person covered under sub. (1) who is on parole or extended supervision
6 may establish a residence or change his or her residence unless he or she has
7 complied with all of the applicable requirements of subs. (2) (e), (3) (b) and (4) (b).

8 **SECTION 8.** 301.45 (6) (a) of the statutes is renumbered 301.45 (6) (a) (intro.)
9 and amended to read:

10 **301.45 (6) (a) (intro.)** ~~Whoever intentionally fails to comply with any~~
11 ~~requirement to provide information under subs. (2) to (4) does any of the following~~
12 may be fined not more than \$10,000 or imprisoned for not more than 9 months or
13 both.;

14 (bm) Subject to s. 971.19 (9), a district attorney or, upon the request of a district
15 attorney, the department of justice may prosecute a violation of this subsection. If
16 the department of corrections determines that there is probable cause to believe that
17 a person has intentionally failed to comply with any requirement to provide
18 information under subs. (2) to (4) or has intentionally violated sub. (4r), the
19 department shall forward a certified copy of all pertinent departmental information
20 to the applicable district attorney. The department shall certify the copy in
21 accordance with s. 889.08.

22 **SECTION 9.** 301.45 (6) (a) 1. and 2. of the statutes are created to read:

23 **301.45 (6) (a) 1.** Intentionally fails to comply with any requirement to provide
24 information under subs. (2) to (4).

25 **2.** Intentionally violates sub. (4r).

