



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2005 Assembly Bill 62

Assembly Amendments 1 and 2

Memo published: February 23, 2005

Contact: Don Dyke, Chief of Legal Services (266-0292)

Assembly Bill 62 authorizes a court, when imposing a sentence or ordering probation for a felony conviction, to prohibit the convicted individual, during any part of the individual's sentence or probation period, from contacting victims of, or co-actors in, a crime considered at sentencing if the court determines that the prohibition would be in the interest of public protection. Violation of the prohibition is a Class A misdemeanor.

Assembly Amendment 1 expressly authorizes the court to determine who was a victim of the crime for purposes of the no-contact order. (There is no definition of "victim" in the original bill; allowing the court to determine who is a victim of a particular crime allows the court flexibility to tailor a no-contact order to individual circumstances.)

Assembly Amendment 2 expands the no-contact order authority under the proposal to include misdemeanor convictions, as well as felony convictions.

Legislative History

Assembly Amendments 1 and 2 were offered by Representative Gundrum. The Assembly Committee on Judiciary recommended adoption of each amendment by a vote of Ayes, 8; Noes, 0.

DD:jal:rv