

2007 DRAFTING REQUEST

Bill

Received: 03/22/2007

Received By: phurley

Wanted: As time permits

Identical to LRB:

For: Mark Gundrum (608) 267-5158

By/Representing:

This file may be shown to any legislator: NO

Drafter: phurley

May Contact:

Addl. Drafters:

Subject: Criminal Law - miscellaneous

Extra Copies:

Submit via email: YES

Requester's email: Rep.Gundrum@legis.wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Persons convicted of killing an officer

Instructions:

See email of 3-22

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			State
/1	phurley 07/25/2007	jdyer 07/26/2007	rschluet 07/26/2007	_____	sbasford 07/26/2007	cduerst 09/20/2007	

FE Sent For:

*at ltr
10/16*

<END>

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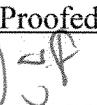
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/?	phurley	1 7/26 jld					State

FE Sent For:

<END>

Hurley, Peggy

From: Hurley, Peggy
Sent: Thursday, March 22, 2007 4:23 PM
To: Ryan, Robin; Hanaman, Cathlene
Subject: RE: corrections request

I can take it; I'm a little light on drafts at the moment. Unless, of course, you can't live without it Cathlene.

From: Ryan, Robin
Sent: Thursday, March 22, 2007 4:23 PM
To: Hurley, Peggy; Hanaman, Cathlene
Subject: corrections request

Cathlene and Peggy,

Here is a Gundrum corrections drafting request from Lance:

When DOC releases a person who was convicted of killing a law enforcement officer, DOC shall notify the head of the force on which the officer served when he or she was killed (i.e. police chief or sheriff) and the head of the bargaining unit representing officers on that force, if any. (Lance contemplates DOC contacting the force to get contact information for the head of the bargaining unit whenever notification is required.)

I think Lance wants notification for any type of release, i.e. from prison to parole or ES, or release from custody of DOC. Perhaps he would want notification at each point in the process where DOC is required to notify crime victims and witnesses (301.38, 302.105, 303.068, 304.063, 971.17 (6m) -- there are probably more.)

I told Lance I would pass the request on to the corrections drafters :)

Robin

jld

1

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

7.23

Gen

1 AN ACT ...; relating to: notifying a law enforcement agency when certain persons
2 are released from the custody of the department of corrections.

Analysis by the Legislative Reference Bureau

Current law requires that a victim of a crime or the victim's family, if the victim was killed, be notified when the person who committed the crime is released from a correctional facility, released from extended supervision or parole, or conditionally or permanently released from a mental health facility. ~~and~~ ^{made}

Under this bill, if ~~the victim was killed and~~ ^{the victim} was a law enforcement officer, the law enforcement agency that employed the victim and the head of the bargaining unit that represented the victim must also be notified when the person who committed the crime is released from a correctional facility, released from extended supervision or parole, or conditionally or permanently released from a mental health facility.

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. 301.38 (2) (c) of the statutes is created to read:
4 301.38 (2) (c) If the prisoner was convicted of an offense under s. 940.01, 940.02,
5 940.03, 940.05, 940.06, 940.08, 940.09, 940.10 and the victim was a law enforcement

1 officer, as defined in s. 102.475 (8) (c),[✓] the law enforcement agency on which the
2 officer served and the head of the collective bargaining unit, if any, for that law
3 enforcement agency.[✓]

4 **SECTION 2.** 302.105 (2) (c) of the statutes is created to read:^x

5 302.105 (2) (c) If the[✓] inmate was convicted of an offense under s. 940.01, 940.02,
6 940.03, 940.05, 940.06, 940.08, 940.09, ^{or} 940.10 and the victim was a law enforcement
7 officer, as defined in s. 102.475 (8) (c), the law enforcement agency on which the
8 officer served and the head of the collective bargaining unit, if any, for that law
9 enforcement agency.[✓]

10 **SECTION 3.** 303.068 (4m) (b) 3. of the statutes is created to read:^x

11 303.068 (4m) (b) 3. If the inmate[✓] was convicted of an offense under s. 940.01,
12 940.02, 940.03, 940.05, 940.06, 940.08, 940.09, ^{or} 940.10 and the victim was a law
13 enforcement officer, as defined in s. 102.475 (8) (c), the law enforcement agency on
14 which the officer served and the head of the collective bargaining unit, if any, for that
15 law enforcement agency.[✓]

16 **SECTION 4.** 971.17 (4m) (b) 3. of the statutes is created to read:^x

17 971.17 (4m) (b) 3. If the defendant was charged with an offense under s. 940.01,
18 940.02, 940.03, 940.05, 940.06, 940.08, 940.09, ^{or} 940.10[✓] and the victim was a law
19 enforcement officer, as defined in s. 102.475 (8) (c), ^{notify} the law enforcement agency on
20 which the officer served and the head of the collective bargaining unit, if any, for that
21 law enforcement agency.

22 **SECTION 5.** 971.17 (6m) (b) 3. of the statutes is created to read:^x

23 971.17 (6m) (b) 3. If the defendant was charged with an offense under s. 940.01,
24 940.02, 940.03, 940.05, 940.06, 940.08, 940.09, ^{or} 940.10 and the victim was a law
25 enforcement officer, as defined in s. 102.475 (8) (c), ^{notify} the law enforcement agency on

Duerst, Christina

From: Burri, Lance

Sent: Thursday, September 20, 2007 8:53 AM

To: LRB.Legal

Subject: Draft Review: LRB 07-2315/1 Topic: Persons convicted of killing an officer

Please Jacket LRB 07-2315/1 for the ASSEMBLY.

9/20/2007