

State of Wisconsin



2011 Assembly Bill 209

Date of enactment: April 9, 2012
Date of publication*: April 23, 2012

2011 WISCONSIN ACT 272

AN ACT *to renumber and amend* 939.617 (2); and *to create* 939.617 (2) (a) and (b) of the statutes; **relating to:** mandatory minimum sentences for certain child sex offenses.

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

SECTION 1m. 939.617 (2) of the statutes is renumbered 939.617 (2) (intro.) and amended to read:

939.617 (2) (intro.) If ~~a person is convicted of a violation of s. 948.05, 948.075, or 948.12, the court may impose a sentence that is less than the sentence required under sub. (1), or may place the person on probation, only if the court finds that the best interests of the community will be served and the public will not be harmed and if the court places its reasons on the record.~~ the court may

impose a sentence that is less than the sentence required under sub. (1) or may place the person on probation under any of the following circumstances:

SECTION 1p. 939.617 (2) (a) and (b) of the statutes are created to read:

939.617 (2) (a) If the person is convicted of a violation of s. 948.05, the person is no more than 48 months older than the child who is the victim of violation.

(b) If the person is convicted of a violation of s. 948.12, the person is no more than 48 months older than the child who engaged in the sexually explicit conduct.

* Section 991.11, WISCONSIN STATUTES 2009-10: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].