

2011 DRAFTING REQUEST

Assembly Amendment (AA-AB232)

Received: 10/20/2011

Received By: phurley

Wanted: As time permits

Companion to LRB:

For: Louis Molepske Jr (608) 267-9649

By/Representing:

May Contact:

Drafter: phurley

Subject: Justice - criminal

Addl. Drafters:

Extra Copies:

Submit via email: YES

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Restore victim compensation cuts

Instructions:

See attached

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>
/1	phurley 10/20/2011	kfollett 10/20/2011	rschluet 10/20/2011	_____	mbarman 10/20/2011	mbarman 10/20/2011	

FE Sent For:

<END>

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/1	phurley	11/5 10/20	 10/20/11	_____	_____		

FE Sent For:

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2011 ASSEMBLY BILL 232

August 29, 2011 – Introduced by Representatives JACQUE, BIES, BERNARD SCHABER, BROOKS, ENDSLEY, HINTZ, KAUFERT, KERKMAN, KLEEFISCH, MOLEPSKE JR, A. OTT, RIVARD, ROYS, THIESFELDT, VAN ROY and VRUWINK, cosponsored by Senators WANGGAARD, MOULTON, OLSEN and TAYLOR. Referred to Committee on Criminal Justice and Corrections.

1 **AN ACT to renumber** 950.04 (1v) (a); and **to create** 950.04 (1v) (ag), 950.04 (1v)
2 (dr) and 950.105 of the statutes; **relating to:** rights of crime victims and
3 witnesses.

Analysis by the Legislative Reference Bureau

Currently, the statutes and the state constitution provide various rights to victims of a crime. Under current law the Crime Victim Rights Board (board) has the right and duty to enforce victims' rights. The board may seek to impose a penalty against a public official, agency, or employee that violates a victim's statutory or constitutional rights, obtain equitable relief on a victim's behalf, and may issue a public or private reprimand against the public official, agency, or employee.

This bill confers upon victims the right to be treated with fairness, dignity, and respect for privacy by public officials, employees, or agencies, the right to be free from intimidation, harassment, discrimination, or abuse by public officials, employees, or agencies, and the right not to have their personally identifying information used by any public official, employee, or agency for the purpose of attempting to obtain a personal benefit or financial gain by the official, employee, or agency. Under the bill, a victim has the right, if his or her rights are violated, to seek relief on his or her own behalf, or may request a district attorney to seek relief, at the district attorney's discretion, on his or her behalf.

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



State of Wisconsin
2011 - 2012 LEGISLATURE



LRBa1705/1
PJH...

ASSEMBLY AMENDMENT ,
TO 2011 ASSEMBLY BILL 232

line
nos.

X

At the locations indicated, amend the bill as follows:

1. Page 1, line 3: after "witnesses" insert "and making an appropriation".
2. Page 2, line 21: after that line insert:

"SECTION 4m. Fiscal changes.

(1) AWARDS FOR VICTIMS OF CRIMES. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (5) (b) of the statutes, as affected by the acts of 2011, the dollar amount is increased by \$124,500 for the first fiscal year of the fiscal biennium in which this subsection takes effect to increase funding for awards for victims of crimes. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (5) (b) of the statutes, as affected by the acts of 2011, the dollar amount is increased by \$124,500 for the second fiscal year of the fiscal

✓
biennium in which this subsection takes effect to increase funding for awards for victims of crimes.

(2) CRIME VICTIM RESTITUTION. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (5) (hh) of the statutes, as affected by the acts of 2011, the dollar amount is increased by \$29,700 for the first fiscal year of the fiscal biennium in which this subsection takes effect to increase funding for awards for crime victim restitution. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (5) (hh) of the statutes, as affected by the acts of 2011, the dollar amount is increased by \$29,700 for the second fiscal year of the fiscal biennium in which this subsection takes effect to increase funding for crime victim restitution.

(3) VICTIM PAYMENTS. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (5) (kj) of the statutes, as affected by the acts of 2011, the dollar amount is increased by \$99,300 for the first fiscal year of the fiscal biennium in which this subsection takes effect to increase funding for awards for victim payments. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (5) (kj) of the statutes, as affected by the acts of 2011, the dollar amount is increased by \$99,300 for the second fiscal year of the fiscal biennium in which this subsection takes effect to increase funding for victim payments.”

(END)