



State of Wisconsin
2017 - 2018 LEGISLATURE

LRBa0504/1
CMH:klm

**SENATE AMENDMENT 1,
TO SENATE BILL 53**

May 5, 2017 - Offered by Senator VUKMIR.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 13: delete lines 13 to 22 and substitute “~~violation of a law for~~
3 ~~which the maximum period of imprisonment is 6 years or less,~~ the person may file,
4 in each county of conviction, a petition designed by the director of state courts
5 requesting that the record of the crime be expunged. The person shall pay to the clerk
6 of circuit court a \$100 fee for each petition filed. The court shall deny the petition
7 without a hearing if the court determines that the person is not eligible for
8 expungement under this subdivision, subd. 3. applies, the person has been convicted
9 of a crime since successfully completing the sentence for the crime that is the subject
10 of the petition, criminal charges are pending against the person, or the person has
11 previously had a petition denied under this subdivision regarding the same crime
12 that is the subject of the current petition. Otherwise, upon receipt of the petition, the
13 court shall schedule a hearing to review the petition. At the hearing, the court may

1 order ~~at the time of sentencing~~ that the record be expunged ~~upon successful~~
2 ~~completion of the sentence~~ if the court determines the person will benefit and society
3 will not be harmed by this disposition.”.

4 **2.** Page 3, line 20: delete the material beginning with “clerk” and ending with
5 “filed” on line 21 and substitute “district attorney”.

6 **3.** Page 4, line 3: before “provide” insert “testify or”.

7 **4.** Page 4, line 4: delete “clerk of the circuit court” and substitute “district
8 attorney”.

9 **5.** Page 4, line 18: after that line insert:

10 **“SECTION 6m. Initial applicability.**

11 (1) This act first applies to a person who is sentenced, or placed on probation,
12 on the effective date of this subsection.”.

13 (END)