



State of Wisconsin
2017 - 2018 LEGISLATURE

LRBa0541/1
CMH:amn&jld

**SENATE AMENDMENT 2,
TO SENATE BILL 53**

May 12, 2017 - Offered by COMMITTEE ON JUDICIARY AND PUBLIC SAFETY.

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

2 **1.** Page 3, line 1: after "c." insert ", d. and 4."

3 **2.** Page 3, line 4: delete lines 4 to 16 and substitute:

4 "d. A violation of chs. 341 to 348, or of a traffic regulation or ordinance in
5 conformity with chs. 341 to 348.

6 4. The court may, on its own motion, order at the time of sentencing that the
7 record is ineligible for expungement.

8 **SECTION 5m.** 973.015 (1m) (b) of the statutes is amended to read:

9 973.015 (1m) (b) ~~—A—~~ For purposes of par. (a), a person has successfully
10 completed the sentence if the person has completed any period of incarceration,
11 parole, or extended supervision to which he or she was sentenced; the person has paid
12 all fines, costs, fees, surcharges, and restitution assessed; the person has not been
13 convicted of a subsequent offense; and, if on probation was imposed, the probation

1 has not been revoked and the probationer has satisfied the conditions of probation.
2 If the person was not sentenced to any period of incarceration or placed on probation,
3 the person has successfully completed the sentence if he or she has provided
4 sufficient proof to the court that he or she has fulfilled all conditions of his or her
5 sentence. Upon successful completion of ~~the~~ a sentence involving incarceration or
6 probation, the detaining or probationary authority shall issue and forward to the
7 court of record a certificate of discharge ~~which shall be forwarded to the court of~~
8 ~~record and which shall have the effect of expunging the record.~~ If the court has
9 ordered the record expunged under par. (a) 2. and the person has successfully
10 completed the sentence, the person's record shall be expunged as ordered. If the court
11 has ordered the record expunged under par. (a) 1., the person's record shall be
12 expunged as ordered. If the person has been ~~imprisoned~~ incarcerated, the detaining
13 authority shall also forward a copy of the certificate of discharge to the department.”.

14 (END)