

Senate Bill 208

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CHAPTER 248, LAWS OF 1967

AN ACT to renumber and amend 959.07; and to create 959.07 (2) and (3) of the statutes, relating to concurrent prison sentences served in separate institutions.

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

SECTION 1. 959.07 of the statutes is renumbered 959.07 (1) and amended to read:

959.07 SENTENCE, TERMS, ESCAPES. (1) All sentences to the Wisconsin state prisons shall be for one year or more, except as provided in s. 959.05 (4). Except as otherwise provided in this section, all sentences commence at noon on the day of sentence, but time which elapses after sentence while the defendant is in the county jail or is at large on bail shall not be computed as any part of his term of imprisonment. The court may impose as many sentences as there are convictions and may provide that any such sentence shall commence at the expiration of any other sentence; and if the defendant is then serving a sentence, the present sentence may provide that it shall commence at the expiration of the previous sentence. If a convict escapes, the time during which he is unlawfully absent from the prison after such escape shall not be computed as part of his term. If the defendant is sentenced to the Wisconsin state prisons and to a county jail on separate counts, both sentences shall be served concurrently at a state prison unless otherwise ordered by the court. *Courts may impose sentences to be served in whole or in part concurrently with a sentence being served in a federal institution or an institution of another state.*

SECTION 2. 959.07 (2) and (3) of the statutes are created to read:

959.07 (2) When a court orders a sentence to the Wisconsin state prisons to be served in whole or in part concurrently with a sentence being served in a federal institution or an institution of another state, the trial and commitment records required under s. 959.052 (1) and (2) shall be delivered immediately to the warden or superintendent of the Wisconsin institution designated as the reception center to receive the prisoner when he becomes available to Wisconsin authorities.

(3) Sections 53.11 and 57.06 are applicable to an inmate serving a sentence to the Wisconsin state prisons but confined in a federal institution or an institution in another state. Section 53.12 applies only during that portion of the sentence served in actual residence in a Wisconsin institution.

Approved December 12, 1967.