

1989 Senate Bill 445

Date of enactment: **April 20, 1990**

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## 1989 WISCONSIN ACT 283

AN ACT to *renumber and amend* 303.06; to *amend* 302.21 (1), 303.01 (1) (b) and 303.018 (intro.); and to *create* 303.01 (1) (c) and (d) and 303.06 (2) of the statutes, **relating to:** the prison industries program.

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

**SECTION 1.** 302.21 (1) of the statutes, as affected by 1989 Wisconsin Act 31, is amended to read:

302.21 (1) The department may maintain and operate a vocational education program in auto body repair at the Green Bay correctional institution. Notwithstanding s. 303.06 (1), in connection with the vocational education program the institution may receive from licensed automobile dealers and regularly established automobile repair shops vehicles to be repaired, painted or otherwise processed by residents enrolled in the program.

**SECTION 2.** 303.01 (1) (b) of the statutes, as affected by 1989 Wisconsin Act 31, is amended to read:

303.01 (1) (b) The department, with the approval of the prison industries board and after a hearing is held under par. (c), may establish industries for the employment of inmates in the state prisons. ~~Prison~~ Except as provided in par. (d), prison industries may engage in manufacturing articles for and providing services to the state and its political subdivisions and any tax-supported institution or nonprofit agency and for sale of such articles and services to other states or political divisions thereof or to the United States. The department shall fix the price of all products and services as near the market price as possible. Supplies, materials and equipment may be reconditioned by prison industries for sale under s. 16.72.

**SECTION 3.** 303.01 (1) (c) and (d) of the statutes are created to read:

303.01 (1) (c) Prior to establishing any prison industry, the department shall provide written notification of its proposed action to the cochairpersons of the joint committee on finance. The cochairpersons shall hold a public hearing before the committee concerning the proposal.

(d) Prison industries may sell wood and metal office furniture and laundry services only to state agencies, as defined in s. 20.001 (1).

**SECTION 4.** 303.018 (intro.) of the statutes, as affected by 1989 Wisconsin Act 31, is amended to read:

**303.018 Annual report.** (intro.) The departments of corrections and administration shall report, on an annual basis, to the joint committee on finance and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees under s. 13.172 (3) on the status of the prison industries program. The report shall include all of the following:

**SECTION 5.** 303.06 of the statutes, as affected by 1989 Wisconsin Act 31, is renumbered 303.06 (1) and amended to read:

303.06 (1) ~~No~~ Except as authorized in sub. (2), no goods, except farm machinery, farm implements and tools, cordage rope and ply goods, manufactured wholly or partly by inmates in any state, city or county penal institution may be offered for sale in the open market.

**SECTION 6.** 303.06 (2) of the statutes is created to read:

303.06 (2) The department may enter into or renew a contract with a manufacturer or distributor to have prison industries provide products, components or ser-

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vices if at the time that the contract is originally entered into the products, components or services have been supplied to the manufacturer or distributor for the previous 12 months by a facility outside the United States.

**SECTION 7. Initial applicability.** The treatment of section 303.01 (1) (d) of the statutes first applies to contracts entered into on the effective date of this SECTION.

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