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## ASSEMBLY AMENDMENT 1, TO ASSEMBLY SUBSTITUTE AMENDMENT 2, TO 2003 ASSEMBLY BILL 861

March 10, 2004 - Offered by Representative Stone.

1 At the locations indicated, amend the substitute amendment as follows:
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- 1. Page 44, line 4: delete "The" and substitute "Subject to s. 980.085 (1), the".
- **2.** Page 46, line 2: after "and" insert ", subject to s. 980.085,".
  - **3.** Page 47, line 18: after that line insert:
    - "Section 104m. 980.085 of the statutes is created to read:
  - **980.085** Limitation on certain placements. (1) The court may not authorize supervised release for a person under s. 980.07 (7) (d) on or after the effective date of this subsection .... [revisor inserts date], if the person being placed on supervised release will reside in a municipality to which all of the following apply:
- 10 (a) The municipality is located in a county with a population that exceeds 11 500,000.

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- (b) The total number of persons incarcerated at any facility located in the municipality exceeds 1 percent of the municipality's population.
- (2) The department may not, on or after the effective date of this subsection .... [revisor inserts date], change the placement of a person who is on supervised release under s. 980.06, 1997 stats., or s. 980.08 (6m), 2001 stats., or s. 980.08 to a residence that is in a municipality to which sub. (1) (a) and (b) apply.".

7 (END)