



State of Wisconsin  
2017 - 2018 LEGISLATURE

LRB-1409/P2  
CMH&MLJ:klm

DOA:.....Peak, BB0255 - Study of the Department of Corrections and  
Department of Administration Revocation Process

**FOR 2017-2019 BUDGET -- NOT READY FOR INTRODUCTION**

AN ACT ...; relating to: the budget.

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*Analysis by the Legislative Reference Bureau*

**CORRECTIONAL SYSTEM**

**ADULT CORRECTIONAL SYSTEM**

This bill directs the Legislative Audit Bureau to conduct a study of the policies and procedures of DOC and the division of hearings and appeals in DOA for the probation and parole revocation process.

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

**SECTION 9129. Nonstatutory provisions; Legislature.**

(1) STUDY OF THE DEPARTMENT OF CORRECTIONS AND DEPARTMENT OF ADMINISTRATION PROBATION AND PAROLE REVOCATION PROCESS. By January 1, 2019, the legislative audit bureau shall review the policies and procedures of the department of corrections and the division of hearings and appeals in the department of

administration regarding the probation and parole revocation process for an individual who has violated the terms of his or her community supervision. The review shall determine all of the following:

(a) Whether the provisions of [2013 Wisconsin Act 196](#) and [2015 Wisconsin Act 164](#) are being appropriately applied.

(b) Whether the department of corrections and the division of hearings and appeals have appropriate policies, procedures, resources, and administrative rules to carry out the requirements under [2013 Wisconsin Act 196](#) and [2015 Wisconsin Act 164](#) and whether they provide for an appropriate level of due process for the individuals subject to revocation through the entire initial revocation process and the appeal process.

(c) Whether the appropriate action has been applied to the violation that is the reason for the revocation.

(d) Whether the period of reconfinement is appropriate to the level of violation.

(e) Whether a violation committed by one person under supervision is treated consistently with a similar violation committed by another person under supervision.

(f) Whether the revocation process within the department of corrections is consistent with the revocation process within the division of hearings and appeals.

**(END)**