COURT WLC: 0034/P1

LR:ty 10/22/2014

AMENDMENT,

TO WLC: 0028/1

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

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

Joint Legislative Council Prefatory Note: This draft was prepared for the Joint Legislative Council's Study Committee on Problem—Solving Courts, Alternatives, and Diversions. This amendment to WLC: 0028/1 was proposed by Public Member Tony Gibart. It requires projects under s. 165.95 to provide assurances related to protecting victims of violent crimes, including domestic violence, if the perpetrator is participating in a treatment court project.

- **1.** Page 9, line 11: delete lines 12 to 13 and insert the following:
- "165.95 (3) (ae) 1. The project specifies whether or not a violent offender is eligible to participate in the project, and further specifies whether a violent offender described in par. (at) 4. or a violent offender who, in a pending case, is charged or convicted of a domestic violence offense as defined in s. 968.075 (1) (a), or both, is eligible to participate in the project. If a project specifies that a violent offender is eligible to participate in the project shall do all of the following:
- 1. Include at least one representative of an organization that advocates for victims of violent crime on the criminal justice oversight committee specified in par. (c).
- 2. If a violent offender who, in a pending case, has been charged or convicted of a domestic abuse offense, as defined in s. 968.075 (1) (a), is eligible to participate in the project, include a batterers' treatment provider on the criminal justice oversight committee specified in par. (cm) and define how batterers' treatment will be used to treat these violent offenders.
- 3. Be designed to achieve an evidenced–based outcome that promotes the safety of victims.

1 4. At the request of the victim, have the district attorney make a reasonable attempt to 2 provide the victim with notice of the date, time, and place of scheduled court proceedings that are held in connection with the violent offender's participation in the project". 3 **2.** Page 9, line 22: after the word "safety" insert "and victim safety". 4 **3.** Page 16, line 11: after that line insert the following: 5 6 "SECTION 42m. 905.04 (1v) (g) of the statutes is amended to read: 7 905.04 (1v) (g) To have reasonable attempts made to notify the victim of hearings or 8 court proceedings, as provided under. ss. <u>165.95 (3) (ae) 2. b.</u>, 302.113 (9g) (g) 2., 302.114 (6), 9 938.27 (4m) and (6), 938.273 (2), 971.095 (3) and 972.14 (3) (b)".

(END)

10