

No. 213, A.]

[Published July 19, 1955.]

CHAPTER 372

AN ACT to repeal and recreate 57.025 (3); and to create 57.04 (6) of the statutes, relating to probation and providing a penalty.

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

SECTION 1. 57.025 (3) of the statutes is repealed and recreated to read:

57.025 (3) DISCRETIONAL CONDITIONS. The judges of the municipal and district court shall have authority to impose any conditions which may in their discretion appear to be reasonable and appropriate in granting probation as provided in ss. 57.01 and 57.04.

SECTION 2. 57.04 (6) of the statutes is created to read:

57.04 (6) (a) Any person convicted in the district court and any person convicted in the municipal court in counties having a population of 500,000 or more and sentenced to 2 years or less in the house of correction and any person committed to said house of correction for treatment and rehabilitation for alcoholism or narcotic addiction, who during the period of confinement or treatment appears to have been rehabilitated or cured to the extent, in the opinion of the superintendent of said house of correction or the person in charge of treatment and rehabilitation of a prisoner at said institution, that the prisoner may be released, said prisoner may be released upon conditional parole.

(b) Application for such conditional parole shall be made in writing by the superintendent of the house of correction. Application for such conditional parole shall be made to the judge of such district or municipal court, as the commitment may require, stating the facts justifying the application. Said district or municipal court shall proceed to take testimony in support of the application. If the judge shall be satisfied from the evidence that there is good reason to believe that the prisoner has been rehabilitated or cured to the extent that he may be released and that proper provision for employment and residence has been made for the prisoner, the judge may order his release on parole to the superintendent of said house of correction or the probation department of the municipal or district court on such conditions to be stated in the order of release as the judge shall determine. In the event of violation of any such conditions by the prisoner, he shall be returned to the district or municipal court and may be recommitted to the house of correction to serve the remainder of his sentence or for further treatment, as the case may be.

Approved July 14, 1955.