



1995 ASSEMBLY BILL 270

March 29, 1995 - Introduced by Representatives PLOMBON, SERATTI, WILDER, KREIBICH, HAHN, HUBER, RILEY, R. POTTER, GRONEMUS, BLACK and HASENOHRL, cosponsored by Senators MOEN and ANDREA, by request of Judge Benjamin Proctor, Circuit Court, Branch 4, Eau Claire County. Referred to Committee on Criminal Justice and Corrections.

1 **AN ACT to amend** 939.62 (1) (intro.); and **to create** 946.427 of the statutes;
2 **relating to:** absconding from parole and providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, a parolee who absconds from the area in which he or she is supposed to stay as a condition of parole is not guilty of a new crime. Instead, the department of corrections may institute proceedings to revoke parole and return the parolee to prison for a period up to the remainder of his or her sentence. This bill provides that a person who is convicted of absconding (leaving without lawful permission or authority) from parole may be fined not more than \$10,000 or imprisoned for not more than 5 years or both. A court must impose any period of imprisonment for the new crime to be consecutive to the sentence for the crime for which he or she was on parole.

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

3 **SECTION 1.** 939.62 (1) (intro.) of the statutes is amended to read:
4 939.62 (1) (intro.) If the actor is a repeater, as that term is defined in sub. (2),
5 and the present conviction is for any crime for which imprisonment may be imposed
6 (except for an escape under s. 946.42 or, a failure to report under s. 946.425 or
7 absconding from parole under s. 946.427) the maximum term of imprisonment
8 prescribed by law for that crime may be increased as follows:

