



## 2019 ASSEMBLY BILL 817

January 28, 2020 - Introduced by Representatives OTT, HORLACHER, SANFELIPPO, KERKMAN, DUCHOW, WICHGERS, DITTRICH, KNODL, BRANDTJEN and PLUMER, cosponsored by Senators STROEBEL, NASS and JACQUE. Referred to Committee on Criminal Justice and Public Safety.

1     **AN ACT** *to amend* 969.03 (1) (intro.); and *to create* 969.02 (1m) and 969.03 (1g)  
2             of the statutes; **relating to:** bail for a criminal defendant who is charged with  
3             bail jumping.

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***Analysis by the Legislative Reference Bureau***

Under current law, a judge may release a person charged with a crime without bail, or may release the defendant only if he or she executes an unsecured appearance bond. Under current law, a judge also has discretion to require a defendant to execute a secured bond to be released. Under this bill, a judge may not release a defendant without bail or on an unsecured bond if the defendant is charged with bail jumping. Such a defendant may be released only if he or she executes a secured bond.

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

4             **SECTION 1.** 969.02 (1m) of the statutes is created to read:  
5             969.02 (**1m**) Notwithstanding subs. (1), (2), and (3), a judge may release a  
6             defendant under this section if the defendant is charged with bail jumping under s.  
7             946.49 only if the judge requires the execution of an appearance bond with sufficient  
8             solvent sureties or the deposit of cash in lieu of sureties under sub. (2).

**ASSEMBLY BILL 817****SECTION 2**

1           **SECTION 2.** 969.03 (1) (intro.) of the statutes is amended to read:

2           969.03 **(1)** (intro.) A defendant charged with a felony may be released by the  
3 judge without bail or upon the execution of an unsecured appearance bond ~~or the~~  
4 The judge may in addition to requiring the execution of an appearance bond or in lieu  
5 thereof impose one or more of the following conditions which will assure appearance  
6 for trial:

7           **SECTION 3.** 969.03 (1g) of the statutes is created to read:

8           969.03 **(1g)** Notwithstanding sub. (1), a judge may release a defendant under  
9 this section if the defendant is charged with bail jumping under s. 946.49 only if the  
10 judge requires the execution of an appearance bond with sufficient solvent sureties  
11 or the deposit of cash in lieu of sureties under sub. (1) (d).

12   **(END)**