

1981 Assembly Bill 397

Date published: April 26, 1982

CHAPTER 266 , Laws of 1981

AN ACT to renumber and amend 57.06 (1) (a); and to amend 53.11 (7) (a), 57.06 (4) (a) and 975.10 of the statutes, relating to notifying municipal police departments and county sheriffs when releasing parolees.

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

SECTION 1. 53.11 (7) (a) of the statutes is amended to read:

53.11 (7) (a) An inmate or parolee having served the term for which he or she has been sentenced for a crime committed after May 27, 1951, less good time earned under this chapter and not forfeited as provided in this section, shall be released on parole or continued on parole, subject to all provisions of law and department regulations relating to paroled prisoners, until the expiration of the maximum term for which he or she was sentenced without deduction of such good time, or until discharged from parole by the department, whichever is sooner. An inmate or parolee shall be given credit for time served prior to sentencing under s. 973.155, including good time under s. 973.155 (4). Before a person is released on parole under this subsection, the department shall so notify the municipal police department and the county sheriff for the area where the person will be residing. The notification requirement does not apply if a municipal department or county sheriff submits to the department a written statement waiving the right to be notified.

SECTION 2. 57.06 (1) (a) of the statutes is renumbered 57.06 (1) and amended to read:

57.06 (1) The department may parole an inmate of the Wisconsin state prisons or any felon or any person serving at least one year or more in the Milwaukee county house of correction or a county reforestation camp organized under s. 56.07, when he or she has served one-half of the minimum term prescribed by statute for the offense, or when he or she has served 20 years of a life term less the deduction earned for good conduct as provided in s. 53.11. The person serving the life term shall be given credit for time served prior to sentencing under s. 973.155, including good time under s. 973.155 (4). The department shall not provide any convicted offender or other person sentenced to its custody any parole eligibility or evaluation until the person has been confined at least 60 days following sentencing. Parole eligibility shall be computed according to this ~~paragraph~~ subsection for all persons incarcerated on or after June 29, 1974, except that parole eligibility for all persons serving a life term shall be determined under this ~~paragraph~~ subsection. The district attorney and judge who tried the inmate shall be notified in writing at least 10 days before the first application for parole is acted upon and if they so request be given like notice of each subsequent application. Before a person is released on parole under this subsection, the department shall so notify the municipal police department and the county sheriff for the area where the person will be residing. The notification requirement does not apply if a municipal department or county sheriff submits to the department a written statement waiving the right to be notified.

SECTION 3. 57.06 (4) (a) of the statutes is amended to read:

57.06 (4) (a) If any person convicted of a misdemeanor or traffic offense, any person convicted of a criminal offense in the circuit court for a county having a population of 500,000 or more and sentenced to 2 years or less in the house of correction or any person committed to the house of correction for treatment and rehabilitation for addiction to a controlled substance under ch. 161, during the period of confinement or treatment appears to have been rehabilitated or cured to the extent, in the opinion of the superintendent of the house of correction or the person in charge of treatment and rehabilitation of a prisoner at that institution, that the prisoner may be released, the prisoner may be released upon conditional parole. Before a person is released on conditional parole under this paragraph, the superintendent or person in charge of treatment and rehabilitation shall so notify the municipal police department and county sheriff for the area where the person will be residing. The notification requirement does not apply if a municipal department or county sheriff submits to the department a written statement waiving the right to be notified.

SECTION 4. 975.10 of the statutes is amended to read:

975.10 Parole. Any person committed as provided in this chapter may be paroled if it appears to the satisfaction of the department after recommendation by a special review board, appointed by the department, a majority of whose members shall not be connected with the department, that ~~he the person~~ is capable of making an acceptable adjustment in society. Before a person is released on parole under this section, the department shall so notify the municipal police department and county sheriff for the area where the person will be residing. The notification requirement does not apply if a municipal department or county sheriff submits to the department a written statement waiving the right to be notified.

SECTION 5. Cross-reference changes. In the sections of the statutes listed in Column A, the cross-references shown in Column B are changed to the cross-references shown in Column C:

A	B	C
Statute Sections	Old Cross-References	New Cross-References
56.065 (1)	57.06 (1)(a)	57.06 (1)

SECTION 6. Effective date. This act takes effect on the first day of the 4th month commencing after its publication.
