

**1999 DRAFTING REQUEST**

**Assembly Amendment (AA-AB465)**

Received: **09/13/1999**

Received By: **mdsida**

Wanted: **Today**

Identical to LRB:

For: **Terese Berceau (608) 266-3784**

By/Representing: **Matt (Rep. Huber)**

This file may be shown to any legislator: **NO**

Drafter: **mdsida**

May Contact:

Alt. Drafters:

Subject: **Criminal Law - sentencing**

Extra Copies:

**Pre Topic:**

No specific pre topic given

**Topic:**

Delay effective date of truth in sentencing

**Instructions:**

See Attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	mdsida 09/13/1999	wjackson 09/14/1999	kfollet 09/14/1999	_____	lrb_docadmin 09/14/1999	lrb_docadmin 09/14/1999	
				_____		lrb_docadmin 09/14/1999	
				_____			

FE Sent For:

<END>

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/1	mdsida	/1 wlj 9/14	KJF 9/14	KJF/jf 9/14			

FE Sent For:

<END>

Pages of bill

✓57

✓91

✓76

✓77 ~~444~~ times

✓78

✓82

✓90

✓204

288 Non stat  
DN

- Chapter 20 \ 20.855 \ 20.855(4) \ 20.855(4)(cm)  
...For taxable years beginning after December 31, 1999, a sum sufficient to pay...
- Chapter 71 \ 71.07 \ 71.07(6) \ 71.07(6)(am) \ 71.07(6)(am)2. \ 71.07(6)(...  
...For taxable years beginning after December 31, 1999, and before January 1, 2001...
- Chapter 71 \ 71.10 \ 71.10(7e) \ 71.10(7e)(a)  
...to taxable years beginning after December 31, 1999. The secretary of revenue may...
- Chapter 84 \ 84.013 \ 84.013(3m) \ 84.013(3m)(b) \ 84.013(3m)(b)2.  
...town of Mount Pleasant by December 31, 1999....
- Chapter 102 \ 102.07 \ 102.07(12m)  
...subsection does not apply after December 31, 1999....
- Chapter 102 \ 102.077 \ 102.077(3)  
...section does not apply after December 31, 1999....
- Chapter 102 \ 102.29 \ 102.29(8)  
...apply to injuries occurring after December 31, 1999....
- Chapter 287 \ 287.42 \ 287.42(3m)  
...statewide materials exchange program until December 31, 1999....
- Chapter 302 \ 302.11 \ 302.11(1g) \ 302.11(1g)(am) ✓  
...April 21, 1994, but before December 31, 1999....
- Chapter 302 \ 302.11 \ 302.11(1p) ✓  
...for a crime committed before December 31, 1999, is entitled to mandatory release...
- Chapter 302 \ 302.11 \ 302.11(1z) ✓  
...is committed on or after December 31, 1999, is not entitled to mandatory...
- Chapter 938 \ 938.183 \ 938.183(3) ✓  
...for an act committed before December 31, 1999, is eligible for parole under...
- Chapter 973 \ 973.01 \ 973.01(1) ✓  
...felony committed on or after December 31, 1999, the court shall impose a...
- Chapter 973 \ 973.0135 \ 973.0135(2) ✓  
...April 21, 1994, but before December 31, 1999, the court shall make a...
- Chapter 973 \ 973.014 \ 973.014(1) ✓  
...July 1, 1988, but before December 31, 1999, the court shall make a...
- Chapter 973 \ 973.014 \ 973.014(1) \ 973.014(1)(c) ✓  
...August 31, 1995, but before December 31, 1999....
- Chapter 973 \ 973.014 \ 973.014(1g) \ 973.014(1g)(a) ✓  
...crime committed on or after December 31, 1999, the court shall make an...
- Chapter 973 \ 973.032 \ 973.032(1) ✓  
...August 15, 1991, but before December 31, 1999, to participate in the intensive...  
...felony occurring on or after December 31, 1999, a court may not sentence...
- Chapter 973 \ 973.15 \ 973.15(6) ✓  
...for a crime committed before December 31, 1999, but confined in a federal...

252  
733 (title) + text  
734 .. ..  
973.017(2)  
- 30 (b)  
E.D.



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRBa0593/1  
MGD&JEO: /:....  
Wlj

Tues 9/14  
by 9:20 am

ASSEMBLY AMENDMENT ,  
TO 1999 ASSEMBLY BILL 465

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

2 ✓ 1. Page 56, line 24: after that line insert:

3 "SECTION 134g. 302.11 (1g) (am) ✓ of the statutes is amended to read:

4 302.11 (1g) (am) The mandatory release date established in sub. (1) is a  
5 presumptive mandatory release date for an inmate who is serving a sentence for a  
6 serious felony committed on or after April 21, 1994, but before ~~December 31, 1999~~  
7 June 30, 2000."

History: 1977 c. 266, 353; 1979 c. 221; 1981 c. 266; 1983 a. 66, 528; 1985 a. 27; 1985 a. 332 s. 251 (1); 1987 a. 27, 412; 1989 a. 31 ss. 1629, 1630; Stats. s. 302.11; 1989 a. 107; 1991 a. 39; 1993 a. 79, 97, 194, 289, 483; 1995 a. 77, 448; 1997 a. 133, 275, 283, 284, 295, 326.

8 ✓ 2. Page 57, line 2: delete "December 31, 1999" and substitute  
9 "December 31, 1999 June 30, 2000".

10 ✓ 3. Page 57, line 4: after that line insert:

11 "SECTION 135k. 302.11 (1z) ✓ of the statutes is amended to read:

1           302.11 (1z) An inmate who is sentenced to a term of confinement in prison  
2           under s. 973.01 for a felony that is committed on or after ~~December 31, 1999~~ June 30,  
3           2000, is not entitled to mandatory release on parole under this section.”.

History: 1977 c. 266, 353; 1979 c. 221; 1981 c. 266; 1983 a. 66, 528; 1985 a. 27; 1985 a. 332 s. 251 (1); 1987 a. 27, 412; 1989 a. 31 ss. 1629, 1630; Stats. s. 302.11; 1989 a. 107; 1991 a. 39; 1993 a. 79, 97, 194, 289, 483; 1995 a. 77, 448; 1997 a. 133, 275, 283, 284, 295, 326.

4           √ 4. Page 84, line 9: after that line insert:

5           “SECTION 215t. 938.183 (3) of the statutes is amended to read:

6           938.183 (3) When a juvenile who is subject to a criminal penalty under sub.  
7           (1m) or (2) attains the age of 17 years, the department may place the juvenile in a  
8           state prison named in s. 302.01. If a juvenile who is subject to a criminal penalty  
9           under sub. (1m) or (2) is 15 years of age or over, the department may transfer the  
10          juvenile to the Racine youthful offender correctional facility named in s. 302.01 as  
11          provided in s. 938.357 (4) (d). A juvenile who is subject to a criminal penalty under  
12          sub. (1m) or (2) for an act committed before ~~December 31, 1999~~ June 30, 2000, is  
13          eligible for parole under s. 304.06.”.

History: 1995 a. 77, 216, 352; 1997 a. 27, 35, 205, 252, 283.

14          √ 5. Page 91, line 24: delete “December 31” and substitute “June 30”.

15          √ 6. Page 91, line 25: delete “1999” and substitute “2000”.

16          √ 7. Page 176, line 24: delete “December 31, 1999” and substitute “June 30,  
17          2000”.

18          √ 8. Page 177, line 1: delete “December 31, 1999” and substitute “June 30, 2000”.

19          √ 9. Page 177, line 14: delete “December 31, 1999” and substitute “June 30,  
20          2000”.

21          √ 10. Page 177, line 16: delete “December 31, 1999” and substitute “June 30,  
22          2000”.

1       √ **11.** Page 178, line 17: delete “December 31, 1999” and substitute  
2       “~~December 31, 1999~~ June 30, 2000”.

3       √ **12.** Page 182, line 14: after that line insert:  
4       “**SECTION 756d.** 973.0135 (2) (intro.) of the statutes is amended to read:  
5       973.0135 (2) (intro.) Except as provided in sub. (3), when a court sentences a  
6       prior offender to imprisonment in a state prison for a serious felony committed on or  
7       after April 21, 1994, but before ~~December 31, 1999~~ June 30, 2000, the court shall  
8       make a parole eligibility determination regarding the person and choose one of the  
9       following options:

10      History: 1993 a. 194, 483; 1995 a. 448; 1997 a. 219, 283, 295; s. 13.93 (2) (c).

10      **SECTION 756m.** 973.014 (1) (intro.) of the statutes is amended to read:  
11      973.014 (1) (intro.) Except as provided in sub. (2), when a court sentences a  
12      person to life imprisonment for a crime committed on or after July 1, 1988, but before  
13      ~~December 31, 1999~~ June 30, 2000, the court shall make a parole eligibility  
14      determination regarding the person and choose one of the following options:

15      History: 1987 a. 412; 1989 a. 31; 1993 a. 289; 1995 a. 48; 1997 a. 283, 326; s. 13.93 (2) (c).

15      **SECTION 756p.** 973.014 (1) (c) of the statutes is amended to read:  
16      973.014 (1) (c) The person is not eligible for parole. This paragraph applies only  
17      if the court sentences a person for a crime committed on or after August 31, 1995, but  
18      before ~~December 31, 1999~~ June 30, 2000.

19      History: 1987 a. 412; 1989 a. 31; 1993 a. 289; 1995 a. 48; 1997 a. 283, 326; s. 13.93 (2) (c).

19      **SECTION 756q.** 973.014 (1g) (a) (intro.) of the statutes is amended to read:  
20      973.014 (1g) (a) (intro.) Except as provided in sub. (2), when a court sentences  
21      a person to life imprisonment for a crime committed on or after ~~December 31, 1999~~  
22      June 30, 2000, the court shall make an extended supervision eligibility date  
23      determination regarding the person and choose one of the following options:”.

History: 1987 a. 412; 1989 a. 31; 1993 a. 289; 1995 a. 48; 1997 a. 283, 326; s. 13.93 (2) (c).

1       √ **13.** Page 182, line 23: delete “December” and substitute “June”.

2       √ **14.** Page 182, line 24: delete “31, 1999” and substitute “30, 2000”.

3       √ **15.** Page 188, line 12: after that line insert:

4               “SECTION 759t. 973.032 (1) of the statutes is amended to read:

5               973.032 (1) SENTENCE. Beginning July 1, 1992, a court may sentence a person  
6       who is convicted of a felony occurring on or after August 15, 1991, but before  
7       ~~December 31, 1999~~ June 30, 2000, to participate in the intensive sanctions program  
8       under s. 301.048. If a person is convicted of a felony occurring on or after  
9       ~~December 31, 1999~~ June 30, 2000, a court may not sentence the person to participate  
10      in the intensive sanctions program under s. 301.048.”.

History: 1991 a. 39; 1993 a. 79; 1995 a. 27, 390; 1997 a. 283.

11      √ **16.** Page 190, line 3: after that line insert:

12              “SECTION 764h. 973.15 (6) of the statutes is amended to read:

13              973.15 (6) Sections 302.11 and 304.06 are applicable to an inmate serving a  
14      sentence to the Wisconsin state prisons for a crime committed before  
15      ~~December 31, 1999~~ June 30, 2000, but confined in a federal institution or an  
16      institution in another state.”.

History: 1973 c. 90; 1977 c. 347, 353, 447; 1981 c. 50, 292; 1983 a. 528; 1989 a. 31, 85; 1991 a. 39; 1993 a. 79; 1995 a. 390; 1997 a. 283.

17      √ **17.** Page 190, line 11: delete “December 31, 1999” and substitute “June 30,  
18      2000”.

19      √ **18.** Page 192, line 15: after that line insert:

20              “SECTION 768j. 1997 Wisconsin Act 275, section 8m (1r) (a) is amended to read:

21              [1997 Wisconsin Act 275] Section 8m (1r) (a) If 1997 Assembly Bill 351 is  
22      enacted into law and it creates sections 302.113 and 973.01 of the statutes as shown  
23      by Senate Substitute Amendment 1 to 1997 Assembly Bill 351, then the repeal and



1 recreation by this act of section 939.615 (3) (b) of the statutes and SECTION 9g (1p) of  
2 this act take effect on ~~December 31, 1999~~ June 30, 2000.

3 SECTION 768k. 1997 Wisconsin Act 275, section 9g (1p) is amended to read:

④ [1997 Wisconsin Act 275] Section 9g (1p) <sup>g</sup>The repeal and recreation of section  
5 939.615 (3) (b) of the statutes takes effect on ~~December 31, 1999~~ June 30, 2000.”

6 ↓ 19. Page 193, line 3: after that line insert:

7 “SECTION 770m. 1997 Wisconsin Act 283, section 456 (1) is amended to read:

8 [1997 Wisconsin Act 283] Section 456 (1) INCREASE IN FELONY PENALTIES. The  
9 treatment of sections 11.61 (1) (a) and (b), 12.60 (1) (a), 13.05, 13.06, 13.69 (6m), 23.33  
10 (13) (cg), 26.14 (8), 29.99 (1) (c), (1m) (c), (11m) (a) and (11p) (a), 30.80 (2g) (b), (c) and  
11 (d) and (3m), 36.25 (6) (d), 47.03 (3) (d), 49.127 (8) (a) 2., (b) 2. and (c), 49.141 (7) (a)  
12 and (b), (9) (a) and (b) and (10) (b), 49.49 (1) (b) 1., (2) (a) and (b), (3), (3m) (b) and (4)  
13 (b), 49.95 (1), 51.15 (12), 55.06 (11) (am), 66.4025 (1) (b) and (c), 69.24 (1) (intro.),  
14 70.47 (18) (a), 71.83 (2) (b), 86.192 (4), 97.43 (4), 97.45 (2), 100.26 (2), (5) and (7),  
15 101.143 (10) (b), 101.94 (8) (b), 102.835 (11) and (18), 102.85 (3), 108.225 (11) and (18),  
16 114.20 (18) (c), 125.075 (2), 125.085 (3) (a) 2., 125.105 (2) (b), 125.66 (3), 125.68 (12)  
17 (b) and (c), 132.20 (2), 133.03 (1) and (2), 134.05 (4), 134.16, 134.20 (1) (intro.),  
18 134.205 (4), 134.58, 139.44 (1), (1m), (2) and (8) (c), 139.95 (2) and (3), 146.345 (3),  
19 146.35 (5), 146.60 (9) (am), 146.70 (10) (a), 154.15 (2), 154.29 (2), 166.20 (11) (b) 1. and  
20 2., 167.10 (9) (g), 175.20 (3), 180.0129 (2), 181.0129 (2), 185.825, 200.09 (2), 214.93,  
21 215.02 (6) (b), 215.12, 215.21 (21), 218.21 (7), 220.06 (2), 221.0625 (2) (intro.),  
22 221.0636 (2), 221.0637 (2), 221.1004 (2), 253.06 (4) (b), 285.87 (2) (b), 291.97 (2) (b)  
23 (intro.) and (c), 299.53 (4) (c) 2., 302.095 (2), 341.605 (3), 342.06 (2), 342.065 (4) (b),  
24 342.155 (4) (b), 342.156 (6) (b), 342.30 (3) (a), 342.32 (3), 344.48 (2), 346.17 (3) (a), (b),

1 (c) and (d), 346.65 (5), 346.74 (5) (b), (c) and (d), 350.11 (2m), 446.07, 447.09, 450.11  
2 (9) (b), 450.14 (5), 450.15 (2), 551.58 (1), 552.19 (1), 553.52 (1) and (2), 562.13 (3) and  
3 (4), 565.50 (2) and (3), 601.64 (4), 641.19 (4) (a) and (b), 765.30 (1) (intro.) and (2)  
4 (intro.), 768.07, 783.07, 939.50 (3) (b), (bc), (c), (d) and (e), 946.85 (1), 961.41 (1) (a),  
5 (b), (cm) 1., 2., 3., 4. and 5., (d) 1., 2., 3., 4., 5. and 6., (e) 1., 2., 3., 4., 5. and 6., (f) 1.,  
6 2. and 3., (g) 1., 2. and 3., (h) 1., 2. and 3., (i) and (j), (1m) (a), (b), (cm) 1., 2., 3., 4. and  
7 5., (d) 1., 2., 3., 4., 5. and 6., (e) 1., 2., 3., 4., 5. and 6., (f) 1., 2. and 3., (g) 1., 2. and 3.,  
8 (h) 1., 2. and 3., (i) and (j), (1n) (c), (2) (a), (b), (c) and (d), (3g) (a) 1. and 2. and (4) (am)  
9 3., 961.42 (2), 961.43 (2), 961.455 (1), 968.31 (1) (intro.), 968.34 (3), 968.43 (3) and  
10 977.06 (2) (b) of the statutes and SECTION 455 (1) of this act take effect on ~~December~~  
11 31, 1999 June 30, 2000.”.

12 **20.** Page 204, line 10: delete “December 31, 1999<sup>9</sup>” and substitute “June 30,  
13 2000<sup>9</sup>”.

14

(END)

## Barman, Mike

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**From:** Barman, Mike  
**Sent:** Tuesday, September 14, 1999 12:05 PM  
**To:** Vernon, Kent  
**Cc:** Rep.Berceau  
**Subject:** LRB 99a0593/1 (Oked By Rep. Berceau)



99a0593/1

*Mike Barman*

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