

**1999 DRAFTING REQUEST**

**Bill**

Received: 01/28/1999

Received By: **olsenje**

Wanted: **As time permits**

Identical to LRB:

For: **John Steinbrink (608) 266-0455**

By/Representing: **Geoff**

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

Drafter: **olsenje**

May Contact:

Alt. Drafters:

Subject: **Correctional System - misc**

Extra Copies:

**Pre Topic:**

No specific pre topic given

**Topic:**

Notice of siting of probation, parole and extended supervision offices

**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           | olsenje<br>03/06/1999 | ygeller<br>03/08/1999 | ismith<br>03/09/1999 | _____          | lrb_docadmin<br>03/09/1999 | lrb_docadminS&L<br>09/22/1999 |                 |

FE Sent For:

<END>

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|--------------|----------------|-----------------|--------------|-----------------|------------------|-----------------|-----------------|
| 1/?          | olsenje        | 1 3/8 JG        | IS<br>3/9/99 | IS/CH<br>3/9/99 |                  |                 |                 |

FE Sent For:

<END>

**Olsen, Jefren**

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**From:** Gretschmann, Karen  
**Sent:** Thursday, January 28, 1999 11:27 AM  
**To:** Olsen, Jefren  
**Subject:** FW:

2058

-----Original Message-----

**From:** Gaston, Geoff  
**Sent:** Thursday, January 28, 1999 11:20 AM  
**To:** LRB.Legal  
**Subject:**

Rep. Steinbrink would like to request a draft related to notification of communities prior to siting of new parole offices.

Specifically, he would like to have legislation drafted which would:

- Require the Department of Corrections to notify the chief elected official of the political subdivision in which the probation and parole office will be located.
- The owner of the property which the DOC proposes to lease would be required to comply with all state laws and local ordinances related to use of the property *Already required to comply with the law*
- DOC would be required to hold a public hearing in the community if requested by the chief elected official of the political subdivision
- DOC would be required to publish a notification in the newspapers designated as the official newspaper of the political subdivision

Thank you and please call with any questions --

Geoff  
Rep. Steinbrink's office  
6-0455



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-2058/1

JEO:.....

D-Note

JG

1999 BILL

gen cat

1 AN ACT ...; relating to: notification concerning plans to establish a probation,  
2 parole and extended supervision field office.

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*Analysis by the Legislative Reference Bureau*

Under current law, before the department of corrections (DOC) enters into a contract with any person for the provision of temporary transitional housing for probationers, parolees or persons on extended supervision it must provide notice of the proposed contract to local law enforcement agencies, the chief elected official of the municipality in which the housing will be located and the local official newspaper.

This bill requires DOC to provide notice that it plans to establish a probation, parole and extended supervision field office at which persons on probation, parole or extended supervision meet with an agent or engage in other activities required as a condition of probation, parole or extended supervision. DOC must provide notice of a plan to establish such an office to local law enforcement agencies, the local official newspaper and the chief elected official of the municipality in which the office will be located. If requested to do so by a chief elected official who receives notification of a plan, DOC must hold a public hearing on the plan to establish a probation, parole and extended supervision field office. In addition to any public hearing that may be held, a person notified by DOC of a plan to establish a probation, parole and extended supervision field office must notify the general public of the plan in a manner and to the extent that the person determines is appropriate.

**BILL**

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

1           SECTION 1. 301.19<sup>✓X</sup> of the statutes is created to read:

2           **301.19 Notification concerning plans to establish a probation, parole**  
3 **and extended supervision field office.** (1) In this<sup>✓</sup> section:

4           (a) “Political subdivision”<sup>✓</sup> means a city, village, town or county.

5           (b) “Probation, parole and extended supervision field office”<sup>✓</sup> means a building  
6 or any part of a building owned or leased by the department<sup>✓</sup> that is used as an office  
7 by probation, parole and extended supervision agents and at which persons on  
8 probation, parole or extended supervision meet with an agent or engage in other  
9 activities required as a condition of probation, parole or extended supervision.  
10 “Probation, parole and extended supervision field office” does not include a state  
11 correctional institution or any part of a state correctional institution.

12           (2) Before establishing a probation, parole and extended supervision field  
13 office, the department shall notify all of the following persons that it plans to  
14 establish the probation, parole and extended supervision field office:

15           (a) The police department of the political subdivision<sup>✓</sup> in which the probation,  
16 parole and extended supervision field office will be located.

17           (b) The sheriff for the county in which the probation, parole and extended  
18 supervision field office will be located.

19           (c) The chief elected official of the political subdivision in which the probation,  
20 parole and extended supervision field office will be located.

**BILL**

1 (d) The newspaper designated as the official newspaper of the political  
2 subdivision in which the probation, parole and extended supervision field office will  
3 be located, or, if there is no designated official newspaper, a newspaper published or  
4 having general circulation in the political subdivision and eligible under s. 985.03 as  
5 an official newspaper.

6 (3) If requested to do so by a person notified under sub. (2) (c), the department  
7 shall hold a public hearing on its plan to establish a probation, parole and extended  
8 supervision field office. The public hearing shall be held in a public place in the  
9 political subdivision in which the probation, parole and extended supervision field  
10 office will be located. The department shall give at least 7 days' notice of the public  
11 hearing by publication of a class 1 notice, under ch. 985, in the newspaper notified  
12 under sub. (2) (d).

13 (4) In addition to any public hearing that may be held under sub. (3), a person  
14 notified under sub. (2) of a plan to establish a probation, parole and extended  
15 supervision field office shall notify the general public of the plan in a manner and to  
16 the extent that the person determines is appropriate.

**SECTION 2. Initial applicability.**

18 (1) This act first applies to probation, parole and extended supervision field  
19 offices established on the first day of the 7th month beginning after the effective date  
20 of this subsection.

21 (END)

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-2058/1dn

JEO: A:...

JLO

Please review this draft carefully to make sure that it does what you want it to do. Note that it includes a delayed initial applicability of approximately six months to give DOC some time to adjust its planning process to the requirements created by the draft and to avoid creating delays or other problems for field offices currently in the works. Is that delay okay?

Jefren E. Olsen  
Legislative Attorney  
Phone: (608) 266-8906  
E-mail: Jefren.Olsen@legis.state.wi.us



**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-2058/1dn  
JEO;jlg:ijs

March 9, 1999

Please review this draft carefully to make sure that it does what you want it to do. Note that it includes a delayed initial applicability of approximately six months to give DOC some time to adjust its planning process to the requirements created by the draft and to avoid creating delays or other problems for field offices currently in the works. Is that delay okay?

Jefren E. Olsen  
Legislative Attorney  
Phone: (608) 266-8906  
E-mail: [Jefren.Olsen@legis.state.wi.us](mailto:Jefren.Olsen@legis.state.wi.us)

**SUBMITTAL  
FORM**

**LEGISLATIVE REFERENCE BUREAU  
Legal Section Telephone: 266-3561  
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

**Date:** 3/9/99

**To:** Representative Steinbrink

**Relating to LRB drafting number:** LRB-2058

**Topic**

Notice of siting of probation, parole and extended supervision offices

**Subject(s)**

Correctional System - misc

1. **JACKET** the draft for introduction as bill  
in the **Senate** \_\_\_\_\_ or the **Assembly**  (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT**. See the changes indicated or attached \_\_\_\_\_.  
A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction \_\_\_\_\_.  
If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Jefren E. Olsen, Legislative Attorney  
Telephone: (608) 266-8906