

1 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
2 felony.

3 *~~4548/2.109~~* SECTION 328. 139.95 (3) of the statutes is amended to read:

4 139.95 (3) Any person who falsely or fraudulently makes, alters or counterfeits
5 any stamp or procures or causes the same to be done or who knowingly utters,
6 publishes, passes or tenders as true any false, altered or counterfeit stamp or who
7 affixes a counterfeit stamp to a schedule I controlled substance, a schedule II
8 controlled substance or ketamine or flunitrazepam or who possesses a schedule I
9 controlled substance, a schedule II controlled substance or ketamine or
10 flunitrazepam to which a false, altered or counterfeit stamp is affixed ~~may be fined~~
11 ~~not more than \$10,000 or imprisoned for not less than one year nor more than 15~~
12 years or both is guilty of a Class F felony.

13 *~~4574/1.1~~* SECTION 329. Chapter 141 of the statutes is created to read:

14 **CHAPTER 141**

15 **INTERNET TRANSACTIONS**

16 **141.01 Definitions.** In this chapter:

17 (1) "Child" means a resident who is less than 15 years of age.

18 (1g) "Department" means the department of agriculture, trade and consumer
19 protection.

20 (1m) "Display on a home page" means to display in written form on a home page
21 or at an Internet address that is readily accessible through a link on a home page.

22 (1s) "Electronic chain letter" means an electronic mail message that is sent to
23 more than one recipient with a request that each recipient send copies of the message
24 to other recipients.

1 (2) "Electronic mail service provider" means any person that is an intermediary
2 in sending or receiving electronic mail and that provides to Internet users the ability
3 to send or receive electronic mail.

4 (3) "Electronic mail solicitation" means an electronic mail message that is sent
5 ~~for the purpose of encouraging a person to purchase property, goods or services or to~~ ^{is sent}
6 visit a Web site. MDK

7 (4) "Home page" means the first page of a Web site that is displayed when a
8 person visits the computer address of the Web site.

9 (5) "Internet domain name" means a name identifying the Internet address of
10 a person on the Internet that the person has registered with an organization that
11 assigns and maintains names for Internet addresses, including the Internet
12 Network Information Center, the U.S. Domain Name Registration Services, or any
13 successor organization.

14 (6) "Internet user" means a person that maintains an electronic mail address
15 with an electronic mail service provider.

16 (7) "Public Web site" means a Web site that is accessible at no charge to a person
17 who visits the Web site.

18 (8) "Resident" means an individual who is a resident of this state.

19 (9) "Send" means to initiate the transmission of an electronic mail message, but
20 does not include any transmission of the message by an electronic mail service
21 provider.

22 (10) "Solicitation or chain letter policy" means the policy of an electronic mail
23 service provider regarding the sending of electronic mail solicitations or electronic
24 chain letters by or to the provider's Internet users.

a person sends for personal gain or compensation, or in the
expectation of personal gain or compensation, to encourage
another

1 (11) “Web site” means a collection of related computer files on the Internet that
2 is located at an Internet address.

3 **141.02 Electronic mail. (1) SOLICITATION OR CHAIN LETTER POLICY VIOLATIONS.**

4 (a) Subject to par. (b):

5 1. No Internet user of an electronic mail service provider may send an electronic
6 mail solicitation or electronic chain letter that uses the equipment of the provider in
7 a manner that violates the provider’s solicitation or chain letter policy.

8 2. No person may send an electronic mail solicitation or electronic chain letter
9 to an Internet user that uses the equipment of the Internet user’s electronic mail
10 service provider in a manner that violates the provider’s solicitation or chain letter
11 policy.

12 (b) The prohibitions under par. (a) apply only to a solicitation or chain letter
13 policy that an electronic mail service provider displays on the home page of the
14 provider’s Web site and makes available in printed form at no charge upon request.

15 (c) An electronic mail service provider who is injured by a violation of par. (a)
16 that occurs more than 30 days after the solicitation or chain letter policy is displayed
17 on the provider’s home page may bring an action against the person who violated par.
18 (a) and is entitled to each of the following:

19 1. The greater of the amount of actual damages, \$15,000 or an amount equal
20 to \$50 for each electronic mail solicitation or electronic chain letter that uses the
21 provider’s equipment in a manner that violates the provider’s solicitation or chain
22 letter policy.

23 2. Notwithstanding s. 814.04, costs, disbursements, and reasonable attorney
24 fees.

1 (1m) ELECTRONIC MAIL SOLICITATIONS. (a) No person may send an electronic mail
2 solicitation unless the person includes with the solicitation a return electronic mail
3 address or notice of a toll-free telephone number that the recipient of the solicitation
4 may use to notify the person that the recipient does not want to receive electronic
5 mail solicitations.

6 (b) If a recipient of an electronic mail solicitation uses a return electronic mail
7 address or toll-free telephone number specified in par. (a) to notify the person that
8 sent the electronic mail solicitation that the recipient does not want to receive an
9 electronic mail solicitation, the person may not send another electronic mail
10 solicitation to the recipient. A recipient who receives an electronic mail solicitation
11 that violates this paragraph may complain to the department.

12 (c) The department shall investigate each complaint concerning a violation of
13 par. (b). The department or any district attorney may on behalf of the state bring an
14 action for temporary or permanent injunctive or other relief for any violation of par.
15 (b), or for the penalties specified in par. (d), or for both.

16 (d) Any person who violates par. (b) may be required to forfeit not more than
17 \$10 for each electronic mail solicitation that violates par. (b), subject to a maximum
18 forfeiture of \$1,000 for each day in which a violation occurs.

19 (2) PROHIBITED REPRESENTATIONS. ^(a) No person may knowingly send an electronic
20 mail message that represents the message is from another person without the
21 consent of that person, or that represents the message is from an Internet domain
22 name without the consent of the person who has registered the name. ^{of (b) 1.} Whoever
23 violates ~~this subsection may be fined not more than \$10,000 or imprisoned for not~~
24 ~~more than 2 years or both. For a 2nd or subsequent violation of this subsection, a~~

par. (a)
is guilty of a Class
I felony

2. Whoever violates par. (a) after having been convicted under this subsection is guilty of a Class H felony.
1 ~~person may be fined not more than \$10,000 or imprisoned for not more than 5 years~~
2 ~~or both~~

3 **141.03 Internet privacy. (1) CONSENT REQUIRED.** (a) A person that maintains
4 a Web site for the purpose of doing business in this state may not disclose to another
5 person, for money or anything else of value, any information about a resident that
6 is obtained from the resident's use of the Internet, including from an electronic mail
7 message sent by the resident, without the consent of the resident.

8 (b) A person that maintains a Web site for the purpose of doing business in this
9 state may not request a child to provide information through the Internet to the
10 person that includes personal information about the child without making a
11 reasonable effort to obtain the consent of the child's parent or legal guardian. For
12 purposes of this paragraph, a "reasonable effort to obtain consent" includes requiring
13 a child's parent or guardian to mail or send a facsimile consent form to the person,
14 provide a credit card number to the person, or provide an electronic signature, as
15 defined in s. 137.04 (2), to the person.

16 (c) A person who violates par. (a) or (b) may be required to forfeit not more than
17 \$10,000 for each violation. Each disclosure of or request for information about one
18 resident or child constitutes a separate violation.

19 (d) The department of justice may commence an action in circuit court in the
20 name of the state to restrain by temporary or permanent injunction any act or
21 practice constituting a violation of par. (a) or (b).

22 **(2) WEB SITE ACCESS.** (a) A person that maintains a Web site for the purpose
23 of doing business in this state shall do each of the following:

24 1. Display a notice on the home page of the Web site that states whether the
25 person collects any information about visitors to the Web site and that describes any

1 information that is collected and the purposes for which it is collected, including a
2 description of any information that is sold or provided to 3rd parties. A notice
3 required under this paragraph shall be in an easily comprehensible format.

4 2. If the person sells or provides information about visitors to the Web site to
5 3rd parties, allow a visitor to notify the person, at the time that the visitor visits the
6 Web site, whether or not the visitor consents to the sale or provision of such
7 information.

8 (b) If a visitor notifies a person under par. (a) that the visitor does not consent
9 to the sale or provision of information specified in par. (a), the person may not sell
10 or provide the information to 3rd parties.

11 (c) For purposes of par. (a), a person does not maintain a Web site for the
12 purpose of doing business in this state if the person's involvement with the Web site
13 is limited only to providing access to the Internet for another person that maintains
14 the Web site for the purpose of doing business in this state.

15 (d) A person who violates par. (a) or (b) may be required to forfeit not more than
16 \$10,000 for each violation.

17 ***-4548/2.110* *-3266/P1.79* SECTION 330.** 146.345 (3) of the statutes is
18 amended to read:

19 146.345 (3) Any person who violates this section is guilty of a Class H felony,
20 except that, notwithstanding the maximum fine specified in s. 939.50 (3) (h), the
21 person may be fined not more than \$50,000 or imprisoned for not more than 7 years
22 and 6 months or both.

23 ***-4548/2.111* *-3266/P1.80* SECTION 331.** 146.35 (5) of the statutes is
24 amended to read:

1 146.35 (5) Whoever violates sub. (2) ~~may be fined not more than \$10,000 or~~
2 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
3 felony.

4 *~~4572/4.7~~* **SECTION 332.** 146.50 (1) (a) of the statutes is renumbered 146.50
5 (1) (am).

6 *~~4572/4.8~~* **SECTION 333.** 146.50 (1) (ag) of the statutes is created to read:
7 146.50 (1) (ag) “Acts of terrorism” means felonies that satisfy s. 939.648 (2) (a)
8 and (b) and that are committed with intent to terrorize.

9 *~~4572/4.9~~* **SECTION 334.** 146.50 (1) (ig) of the statutes is created to read:
10 146.50 (1) (ig) “Intent to terrorize” means intent to influence the policy of a
11 governmental unit by intimidation or coercion, to punish a governmental unit for a
12 prior policy decision, to affect the conduct of a governmental unit by homicide or
13 kidnapping, or to intimidate or coerce a civilian population.

14 *~~4572/4.10~~* **SECTION 335.** 146.50 (6) (a) 2. of the statutes is amended to read:
15 146.50 (6) (a) 2. Have satisfactorily completed a course of instruction and
16 training, including training for response to acts of terrorism, prescribed by the
17 department or have presented evidence satisfactory to the department of sufficient
18 education and training in the field of emergency care.

19 *~~4572/4.11~~* **SECTION 336.** 146.50 (6) (b) 2. of the statutes is amended to read:
20 146.50 (6) (b) 2. The department, in conjunction with the technical college
21 system board, shall promulgate rules specifying training, education, or examination
22 requirements, including requirements for training for response to acts of terrorism,
23 for license renewals for emergency medical technicians.

24 *~~4572/4.12~~* **SECTION 337.** 146.50 (8) (b) 3. of the statutes is amended to read:

1 146.50 (8) (b) 3. The individual satisfactorily completes a first responder course
2 that meets or exceeds the guidelines issued by the National Highway Traffic Safety
3 Administration under 23 CFR 1205.3 (a) (5), that includes training for response to
4 acts of terrorism, and that is approved by the department.

5 *~~4572/4.13~~* **SECTION 338.** 146.50 (8) (c) of the statutes is amended to read:

6 146.50 (8) (c) To be eligible for a renewal of a certificate as a first responder,
7 except as provided in ss. 146.51 and 146.52, the holder of the certificate shall
8 satisfactorily complete a first responder refresher course that meets or exceeds the
9 guidelines issued by the National Highway Traffic Safety Administration under 23
10 CFR 1205.3 (a) (5), that includes training for response to acts of terrorism, and that
11 is approved by the department.

12 *~~4572/4.14~~* **SECTION 339.** 146.55 (1) (a) of the statutes is amended to read:

13 146.55 (1) (a) "Ambulance service" means the business of transporting sick,
14 disabled, or injured individuals by ambulance, as defined in s. 146.50 (1) (~~a~~) (am), to
15 or from facilities or institutions providing health services.

16 *~~4548/2.113~~* *~~3266/P1.81~~* **SECTION 340.** 146.60 (9) (am) of the statutes is
17 amended to read:

18 146.60 (9) (am) For a 2nd or subsequent violation under par. (ag), a person ~~shall~~
19 may be fined not less than ~~\$1,000~~ nor more than \$50,000 or imprisoned for not more
20 than ~~2-years~~ 9 months or both.

21 *~~4548/2.113~~* *~~3266/P1.82~~* **SECTION 341.** 146.70 (10) (a) of the statutes is
22 amended to read:

23 146.70 (10) (a) Any person who intentionally dials the telephone number "911"
24 to report an emergency, knowing that the fact situation which he or she reports does
25 not exist, shall be fined not less than \$50 nor more than \$300 or imprisoned not more

1 than 90 days or both for the first offense and shall be fined not more than \$10,000
2 or imprisoned for not more than 7 years and 6 months or both is guilty of a Class H
3 felony for any other offense committed within 4 years after the first offense.

4 *~~4548/2.114~~* *~~3266/P1.83~~* **SECTION 342.** 154.15 (2) of the statutes is
5 amended to read:

6 154.15 (2) Any person who, with the intent to cause a withholding or
7 withdrawal of life-sustaining procedures or feeding tubes contrary to the wishes of
8 the declarant, illegally falsifies or forges the declaration of another or conceals a
9 declaration revoked under s. 154.05 (1) (a) or (b) or any person who intentionally
10 withholds actual knowledge of a revocation under s. 154.05 shall be fined not more
11 than \$10,000 or imprisoned for not more than 15 years or both is guilty of a Class F
12 felony.

13 *~~4548/2.115~~* *~~3266/P1.84~~* **SECTION 343.** 154.29 (2) of the statutes is
14 amended to read:

15 154.29 (2) Any person who, with the intent to cause the withholding or
16 withdrawal of resuscitation contrary to the wishes of any patient, falsifies, forges or
17 transfers a do-not-resuscitate bracelet to that patient or conceals the revocation
18 under s. 154.21 of a do-not-resuscitate order or any responsible person who
19 withholds personal knowledge of a revocation under s. 154.21 shall be fined not more
20 than \$10,000 or imprisoned for not more than 15 years or both is guilty of a Class F
21 felony.

22 *~~4572/4.15~~* **SECTION 344.** 165.85 (4) (b) 1. of the statutes, as affected by 2001
23 Wisconsin Act 16, is amended to read:

24 165.85 (4) (b) 1. No person may be appointed as a law enforcement or tribal law
25 enforcement officer, except on a temporary or probationary basis, unless the person

1 has satisfactorily completed a preparatory program of law enforcement training
2 approved by the board and has been certified by the board as being qualified to be
3 a law enforcement or tribal law enforcement officer. The program shall include 400
4 hours of training, except the program for law enforcement officers who serve as
5 rangers for the department of natural resources includes 240 hours of training. The
6 board shall promulgate a rule under ch. 227 providing a specific curriculum for a
7 400-hour conventional program and a 240-hour ranger program. ~~The rule shall~~
8 ~~ensure that there is an adequate amount of training for each program to enable the~~
9 ~~person to deal effectively with domestic abuse incidents, including training that~~
10 ~~addresses the emotional and psychological effect that domestic abuse has on victims.~~
11 ~~The training under this subdivision shall include training on emergency detention~~
12 ~~standards and procedures under s. 51.15, emergency protective placement~~
13 ~~standards and procedures under s. 55.06 (11) and information on mental health and~~
14 ~~developmental disabilities agencies and other resources that may be available to~~
15 ~~assist the officer in interpreting the emergency detention and emergency protective~~
16 ~~placement standards, making emergency detentions and emergency protective~~
17 ~~placements and locating appropriate facilities for the emergency detentions and~~
18 ~~emergency protective placements of persons. The training under this subdivision~~
19 ~~shall include at least one hour of instruction on recognizing the symptoms of~~
20 ~~Alzheimer's disease or other related dementias and interacting with and assisting~~
21 ~~persons who have Alzheimer's disease or other related dementias. The training~~
22 ~~under this subdivision shall include training on police pursuit standards, guidelines~~
23 ~~and driving techniques established under par. (cm) 2. b. The period of temporary or~~
24 ~~probationary employment established at the time of initial employment shall not be~~
25 ~~extended by more than one year for an officer lacking the training qualifications~~

1 required by the board. The total period during which a person may serve as a law
2 enforcement and tribal law enforcement officer on a temporary or probationary basis
3 without completing a preparatory program of law enforcement training approved by
4 the board shall not exceed 2 years, except that the board shall permit part-time law
5 enforcement and tribal law enforcement officers to serve on a temporary or
6 probationary basis without completing a program of law enforcement training
7 approved by the board to a period not exceeding 3 years. For purposes of this section,
8 a part-time law enforcement or tribal law enforcement officer is a law enforcement
9 or tribal law enforcement officer who routinely works not more than one-half the
10 normal annual work hours of a full-time employee of the employing agency or unit
11 of government. Law enforcement training programs including municipal, county
12 and state programs meeting standards of the board are acceptable as meeting these
13 training requirements.

14 *~~4572/4.16~~* **SECTION 345.** 165.85 (4) (b) 1d. of the statutes is created to read:

15 165.85 (4) (b) 1d. Any training program developed under subd. 1. shall include
16 all of the following:

17 a. An adequate amount of training to enable the person being trained to deal
18 effectively with domestic abuse incidents, including training that addresses the
19 emotional and psychological effect that domestic abuse has on victims.

20 b. Training on emergency detention standards and procedures under s. 51.15,
21 emergency protective placement standards and procedures under s. 55.06 (11), and
22 information on mental health and developmental disabilities agencies and other
23 resources that may be available to assist the officer in interpreting the emergency
24 detention and emergency protective placement standards, making emergency

1 detentions and emergency protective placements, and locating appropriate facilities
2 for the emergency detentions and emergency protective placements of persons.

3 c. At least one hour of instruction on recognizing the symptoms of Alzheimer's
4 disease or other related dementias and interacting with and assisting persons who
5 have Alzheimer's disease or other related dementias.

6 d. Training on police pursuit standards, guidelines, and driving techniques
7 established under par. (cm) 2. b.

8 e. Training on responding to acts of terrorism, as defined in s. 146.50 (1) (ag).

9 ***-4548/2.116* *-3266/P1.85* SECTION 346.** 166.20 (11) (b) of the statutes is
10 amended to read:

11 166.20 (11) (b) Any person who knowingly and wilfully fails to report the
12 release of a hazardous substance covered under 42 USC 11004 as required under sub.
13 (5) (a) 2. or any rule promulgated under sub. (5) (a) 2. shall is subject to the following
14 penalties:

15 1. For the first offense, the person is guilty of a Class I felony, except that,
16 notwithstanding the maximum fine specified in s. 939.50 (3) (i), the person may be
17 fined not less than \$100 nor more than \$25,000 or imprisoned for not more than 3
18 years or both.

19 2. For the 2nd and subsequent offenses, the person is guilty of a Class I felony,
20 except that, notwithstanding the maximum fine specified in s. 939.50 (3) (i), the
21 person may be fined not less than \$200 nor more than \$50,000 or imprisoned for not
22 more than 3 years or both.

23 ***-4548/2.117* *-3266/P1.86* SECTION 347.** 167.10 (9) (g) of the statutes is
24 amended to read:

1 167.10 (9) (g) Whoever violates sub. (6m) (a), (b) or (c) or a rule promulgated
2 under sub. (6m) (e) ~~may be fined not more than \$10,000 or imprisoned for not more~~
3 ~~than 15 years or both~~ is guilty of a Class G felony.

4 *~~4548/2.118~~* *~~3266/P1.87~~* **SECTION 348.** 175.20 (3) of the statutes is
5 amended to read:

6 175.20 (3) Any person who violates any of the provisions of this section ~~shall~~
7 ~~may be fined not less than \$25 nor more than \$1,000 and \$10,000 or may be~~
8 ~~imprisoned for not less than 30 days nor more than 2 years~~ 9 months or both. In
9 addition, the court may revoke the license or licenses of the person or persons
10 convicted.

11 *~~4548/2.119~~* *~~3266/P1.88~~* **SECTION 349.** 180.0129 (2) of the statutes is
12 amended to read:

13 180.0129 (2) Whoever violates this section ~~may be fined not more than \$10,000~~
14 ~~or imprisoned for not more than 3 years or both~~ is guilty of a Class I felony.

15 *~~4548/2.120~~* *~~3266/P1.89~~* **SECTION 350.** 181.0129 (2) of the statutes is
16 amended to read:

17 181.0129 (2) **PENALTY.** Whoever violates this section ~~may be fined not more~~
18 ~~than \$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class I
19 felony.

20 *~~4548/2.121~~* *~~3266/P1.90~~* **SECTION 351.** 185.825 of the statutes is
21 amended to read:

22 **185.825 Penalty for false document.** Whoever causes a document to be
23 filed, knowing it to be false in any material respect, ~~may be fined not more than~~
24 ~~\$1,000 or imprisoned for not more than 4 years and 6 months or both~~ is guilty of a
25 Class I felony.

1 *~~4548/2.122~~* *~~3266/P1.91~~* **SECTION 352.** 201.09 (2) of the statutes is
2 amended to read:

3 201.09 (2) Every director, president, secretary or other official or agent of any
4 public service corporation, who shall practice fraud or knowingly make any false
5 statement to secure a certificate of authority to issue any security, or issue under a
6 certificate so obtained and with knowledge of such fraud, or false statement, or
7 negotiate, or cause to be negotiated, any security, in violation of this chapter, ~~shall~~
8 ~~be fined not less than \$500 or imprisoned for not less than one year nor more than~~
9 ~~15 years or both~~ is guilty of a Class I felony.

10 *~~4548/2.123~~* *~~3266/P1.92~~* **SECTION 353.** 214.93 of the statutes is amended
11 to read:

12 **214.93 False statements.** A person may not knowingly make, cause, or allow
13 another person to make or cause to be made, a false statement, under oath if required
14 by this chapter or on any report or statement required by the division or by this
15 chapter. In addition to any forfeiture under s. 214.935, a person who violates this
16 section ~~may be imprisoned for not more than 30 years~~ is guilty of a Class F felony.

17 *~~4548/2.124~~* *~~3266/P1.93~~* **SECTION 354.** 215.02 (6) (b) of the statutes is
18 amended to read:

19 215.02 (6) (b) If any person mentioned in par. (a) discloses the name of any
20 debtor of any association or any information about the private account or
21 transactions of such association, discloses any fact obtained in the course of any
22 examination of any association, or discloses examination or other confidential
23 information obtained from any state or federal regulatory authority, including an
24 authority of this state or another state, for financial institutions, mortgage bankers,
25 insurance or securities, except as provided in par. (a), he or she is guilty of a Class

1 ~~I felony and shall forfeit his or her office or position and may be fined not less than~~
2 ~~\$100 nor more than \$1,000 or imprisoned for not less than 6 months nor more than~~
3 ~~3 years or both.~~

4 *~~4548/2.125~~* *~~3266/P1.94~~* **SECTION 355.** 215.12 of the statutes is amended
5 to read:

6 **215.12 Penalty for dishonest acts; falsification of records.** Every officer,
7 director, employee or agent of any association who steals, abstracts, or wilfully
8 misapplies any property of the association, whether owned by it or held in trust, or
9 who, without authority, issues or puts forth any certificate of savings accounts,
10 assigns any note, bond, mortgage, judgment or decree, or, who makes any false entry
11 in any book, record, report or statement of the association with intent to injure or
12 defraud the association or any person or corporation, or to deceive any officer or
13 director of the association, or any other person, or any agent appointed to examine
14 the affairs of such association, or any person who, with like intent, aids or abets any
15 officer, director, employee or agent in the violation of this section, ~~shall be imprisoned~~
16 ~~in the Wisconsin state prisons for not more than 30 years~~ is guilty of a Class F felony.

17 *~~4548/2.126~~* *~~3266/P1.95~~* **SECTION 356.** 215.21 (21) of the statutes is
18 amended to read:

19 **215.21 (21) PENALTY FOR GIVING OR ACCEPTING MONEY FOR LOANS.** Every officer,
20 director, employee or agent of any association, or any appraiser making appraisals
21 for any association, who accepts or receives, or offers or agrees to accept or receive
22 anything of value in consideration of its loaning any money to any person; or any
23 person who offers, gives, presents or agrees to give or present anything of value to
24 any officer, director, employee or agent of any association or to any appraiser making
25 appraisals for any association in consideration of its loaning money to the person,

1 shall be fined not more than \$10,000 or imprisoned in the Wisconsin state prisons
2 for not more than 3 years or both is guilty of a Class I felony. Nothing in this
3 subsection prohibits an association from employing an officer, employee or agent to
4 solicit mortgage loans and to pay the officer, employee or agent on a fee basis.

5 *~~4548/2.127~~* *~~3266/P1.96~~* **SECTION 357.** 218.21 (7) of the statutes is
6 amended to read:

7 218.21 (7) Any person who knowingly makes a false statement in an
8 application for a motor vehicle salvage dealer license ~~may be fined not more than~~
9 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a
10 Class H felony.

11 *~~4548/2.128~~* *~~3266/P1.97~~* **SECTION 358.** 220.06 (2) of the statutes is
12 amended to read:

13 220.06 (2) If any employee in the division or any member of the banking review
14 board or any employee thereof discloses the name of any debtor of any bank or
15 licensee, or anything relative to the private account or transactions of such bank or
16 licensee, or any fact obtained in the course of any examination of any bank or
17 licensee, except as herein provided, that person is guilty of a Class I felony and shall
18 be subject, upon conviction, to forfeiture of office or position ~~and may be fined not less~~
19 ~~than \$100 nor more than \$1,000 or imprisoned for not less than 6 months nor more~~
20 ~~than 3 years or both~~.

21 *~~4548/2.129~~* *~~3266/P1.98~~* **SECTION 359.** 221.0625 (2) (intro.) of the
22 statutes is amended to read:

23 221.0625 (2) PENALTY. (intro.) An officer or director of a bank who, in violation
24 of this section, directly or indirectly does any of the following ~~may be imprisoned for~~
25 ~~not more than 15 years~~ is guilty of a Class F felony:

1 *~~4548/2.130~~* *~~3266/P1.99~~* **SECTION 360.** 221.0636 (2) of the statutes is
2 amended to read:

3 221.0636 (2) PENALTY. Any person who violates sub. (1) ~~may be imprisoned for~~
4 ~~not more than 30 years~~ is guilty of a Class H felony.

5 *~~4548/2.131~~* *~~3266/P1.100~~* **SECTION 361.** 221.0637 (2) of the statutes is
6 amended to read:

7 221.0637 (2) PENALTIES. Any person who violates sub. (1) ~~may be fined not more~~
8 ~~than \$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class I
9 felony.

10 *~~4548/2.132~~* *~~3266/P1.101~~* **SECTION 362.** 221.1004 (2) of the statutes is
11 amended to read:

12 221.1004 (2) PENALTIES. Any person who violates sub. (1) ~~may be fined not less~~
13 ~~than \$1,000 nor more than \$5,000 or imprisoned for not less than one year nor more~~
14 ~~than 15 years or both~~ is guilty of a Class F felony.

15 *~~4542/2.13~~* **SECTION 363.** 224.30 (2) of the statutes is repealed.

16 *~~4548/2.133~~* *~~3361/P2.10~~* **SECTION 364.** 227.01 (13) (sm) of the statutes is
17 created to read:

18 227.01 (13) (sm) Establishes sentencing guidelines under s. 973.30 (1) (c).

19 *~~4587/1.1~~* **SECTION 365.** 227.118 of the statutes is created to read:

20 **227.118 Economic impact of administrative rules.** (1) When an agency
21 proposes a rule that may have an economic impact on a private person or a political
22 subdivision of the state, the department of administration shall prepare an economic
23 impact assessment of the proposed rule before the rule is submitted to the legislative
24 council staff under s. 227.15. The economic impact assessment shall evaluate the
25 costs and benefits of complying with the proposed rule and the potential impact of

1 the proposed rule on the policy decisions of private persons and political subdivisions
2 of the state. The economic impact assessment shall describe alternatives to the
3 proposed rule that will reduce any negative impact on private persons and political
4 subdivisions of the state. The preparation of an economic impact assessment under
5 this section does not eliminate the responsibility to comply with other sections of this
6 chapter, including ss. 227.114 and 227.115.

7 (2) The agency shall submit a copy of any economic impact assessment
8 prepared under sub. (1) to the agency that prepared the proposed rule and to the
9 legislative council staff at the same time that the agency submits the proposed rule
10 to the legislative council staff under s. 227.15.

11 ~~*-4587/1.2*~~ **SECTION 366.** 227.19 (3) (intro.) of the statutes is amended to read:
12 227.19 (3) FORM OF REPORT. (intro.) The report required under sub. (2) shall be
13 in writing and shall include the proposed rule in the form specified in s. 227.14 (1),
14 the material specified in s. 227.14 (2) to (4), a copy of the economic impact assessment
15 received under s. 227.118 (2), a copy of any recommendations of the legislative
16 council staff and an analysis. The analysis shall include:

17 ~~*-4587/1.3*~~ **SECTION 367.** 227.19 (3) (f) of the statutes is created to read:
18 227.19 (3) (f) If an economic impact assessment regarding the proposed rule
19 was submitted with the report, an explanation of what changes, if any, that were
20 made in the proposed rule in response to that assessment.

21 ~~*-4548/2.134*~~ ~~*-3361/P2.11*~~ **SECTION 368.** 230.08 (2) (L) 6. of the statutes is
22 created to read:

23 230.08 (2) (L) 6. Sentencing commission.

24 ~~*-4548/2.135*~~ ~~*-3361/P2.12*~~ **SECTION 369.** 230.08 (2) (of) of the statutes is
25 created to read:

1 230.08 (2) (of) The executive director of the sentencing commission.

2 *–4549/3.2* SECTION 370. 230.08 (2) (qm) of the statutes is created to read:

3 230.08 (2) (qm) The grants management specialist in the department of
4 commerce.

5 *–4528/P1.5* SECTION 371. 234.165 (2) (c) (intro.) of the statutes is amended
6 to read:

7 234.165 (2) (c) (intro.) Surplus Except as provided in sub. (3), surplus may be
8 expended or encumbered only in accordance with the plan approved under par. (b),
9 except that the authority may transfer from one plan category to another:

10 *–4528/P1.6* SECTION 372. 234.165 (3) of the statutes is created to read:

11 234.165 (3) For the purpose of housing grants and loans under s. 16.33 and
12 housing organization grants under s. 16.336, in fiscal year 2001–02 the authority
13 shall transfer to the department of administration \$1,500,000 of its surplus and in
14 fiscal year 2002–03 and every fiscal year thereafter the authority shall transfer to
15 the department of administration \$3,300,300 of its surplus. The department of
16 administration shall credit all moneys transferred under this subsection to the
17 appropriation account under s. 20.505 (7) (j).

18 *–4570/3.2* SECTION 373. 250.15 of the statutes is repealed.

19 *–4548/2.136* *–3266/P1.102* SECTION 374. 253.06 (4) (b) of the statutes is
20 amended to read:

21 253.06 (4) (b) A person who violates any provision of this subsection ~~may be~~
22 ~~fined not more than \$10,000 or imprisoned for not more than 3 years, or both, is guilty~~
23 ~~of a Class I felony for the first offense and may be fined not more than \$10,000 or~~
24 ~~imprisoned for not more than 7 years and 6 months, or both, is guilty of a Class H~~
25 felony for the 2nd or subsequent offense.

1 *~~4548/2.137~~* *~~3266/P1.103~~* SECTION 375. 285.87 (2) (b) of the statutes is
2 amended to read:

3 285.87 (2) (b) If the conviction under par. (a) is for a violation committed after
4 another conviction under par. (a), the person shall is guilty of a Class I felony, except
5 that, notwithstanding the maximum fine specified in s. 939.50 (3) (i), the person may
6 be fined not more than \$50,000 per day of violation ~~or imprisoned for not more than~~
7 ~~3 years or both.~~

8 *~~4548/2.138~~* *~~3266/P1.104~~* SECTION 376. 291.97 (2) (b) (intro.) of the
9 statutes is amended to read:

10 291.97 (2) (b) (intro.) Any person who wilfully does any of the following shall
11 is guilty of a Class H felony, except that, notwithstanding the maximum fine specified
12 in s. 939.50 (3) (h), the person may be fined not less than \$1,000 nor more than
13 \$100,000 or imprisoned for not more than 7 years and 6 months or both:

14 *~~4548/2.139~~* *~~3266/P1.105~~* SECTION 377. 291.97 (2) (c) 1. and 2. of the
15 statutes are amended to read:

16 291.97 (2) (c) 1. For a 2nd or subsequent violation under par. (a), a person shall
17 is guilty of a Class I felony, except that, notwithstanding the maximum fine specified
18 in s. 939.50 (3) (i), the person may be fined not less than \$1,000 nor more than \$50,000
19 or imprisoned for not more than 2 years or both.

20 2. For a 2nd or subsequent violation under par. (b), a person shall is guilty of
21 a Class F felony, except that, notwithstanding the maximum fine specified in s.
22 939.50 (3) (f), the person may be fined not less than \$5,000 nor more than \$150,000
23 or imprisoned for not more than 15 years or both.

24 *~~4548/2.140~~* *~~3266/P1.106~~* SECTION 378. 299.53 (4) (c) 2. of the statutes
25 is amended to read:

1 299.53 (4) (c) 2. Any person who intentionally makes any false statement or
2 representation in complying with sub. (2) (a) shall be fined not more than \$25,000
3 or imprisoned for not more than one year in the county jail or both. For a 2nd or
4 subsequent violation, the person shall is guilty of a Class I felony, except that,
5 notwithstanding the maximum fine specified in s. 939.50 (3) (i), the person may be
6 fined not more than \$50,000 or imprisoned for not more than 3 years or both.

7 *~~4471/3.2~~* SECTION 379. 301.03 (11) of the statutes is repealed.

8 *~~4548/2.141~~* *~~2889/P3.1~~* SECTION 380. 301.035 (2) of the statutes is
9 amended to read:

10 301.035 (2) Assign hearing examiners from the division to preside over
11 hearings under ss. 302.11 (7), 302.113 (9), 302.114 (9), 938.357 (5), 973.10 and 975.10
12 (2) and ch. 304.

13 *~~4548/2.142~~* *~~2889/P3.2~~* SECTION 381. 301.035 (4) of the statutes is
14 amended to read:

15 301.035 (4) Supervise employees in the conduct of the activities of the division
16 and be the administrative reviewing authority for decisions of the division under ss.
17 302.11 (7), 302.113 (9), 302.114 (9), 938.357 (5), 973.10, 973.155 (2) and 975.10 (2) and
18 ch. 304.

19 *~~4548/2.143~~* SECTION 382. 301.048 (2) (bm) 1. a. of the statutes is amended
20 to read:

21 301.048 (2) (bm) 1. a. A crime specified in s. 940.19 (3), 1999 stats., s. 940.195
22 (3), 1999 stats., s. 943.23 (1m), 1999 stats., or s. 943.23 (1r), 1999 stats., or s. 940.01,
23 940.02, 940.03, 940.05, 940.06, 940.08, 940.09, 940.10, 940.19 (3), (4) or (5), 940.195
24 (3), (4) or (5), 940.20, 940.201, 940.203, 940.21, 940.225 (1) to (3), 940.23, 940.285 (2)
25 (a) 1. or 2., 940.29, 940.295 (3) (b) 1g., 1m., 1r., 2., or 3., 940.31, 940.43 (1) to (3), 940.45

1 (1) to (3), 941.20 (2) or (3), 941.26, 941.30, 941.327, 943.01 (2) (c), 943.011, 943.013,
2 943.02, 943.04, 943.06, 943.10 (2), 943.23 (1g), ~~(1m) or (1r)~~, 943.30, 943.32, 946.43,
3 947.015, 948.02 (1) or (2), 948.025, 948.03, 948.04, 948.05, 948.06, 948.07, 948.08, or
4 948.30.

5 *~~4548/2.144~~* **SECTION 383.** 301.26 (4) (cm) 1. of the statutes is amended to
6 read:

7 301.26 (4) (cm) 1. Notwithstanding pars. (a), (b) and (bm), the department shall
8 transfer funds from the appropriation under s. 20.410 (3) (cg) to the appropriations
9 under s. 20.410 (3) (hm), (ho) and (hr) for the purpose of reimbursing secured
10 correctional facilities, secured child caring institutions, alternate care providers,
11 aftercare supervision providers and corrective sanctions supervision providers for
12 costs incurred beginning on July 1, 1996, for the care of any juvenile 14 years of age
13 or over who has been placed in a secured correctional facility based on a delinquent
14 act that is a violation of s. 943.23 (1m) or (1r), 1999 stats., s. 948.35, 1999 stats., or
15 s. 948.36, 1999 stats., or s. 939.31, 939.32 (1) (a), 940.03, 940.21, 940.225 (1), 940.305,
16 940.31, 941.327 (2) (b) 4., 943.02, 943.10 (2), 943.23 (1g), ~~(1m) or (1r)~~, 943.32 (2),
17 948.02 (1), 948.025, ~~(1), or~~ 948.30 (2), ~~948.35 (1) (b) or 948.36~~ and for the care of any
18 juvenile 10 years of age or over who has been placed in a secured correctional facility
19 or secured child caring institution for attempting or committing a violation of s.
20 940.01 or for committing a violation of s. 940.02 or 940.05.

21 *~~4548/2.145~~* **SECTION 384.** 301.45 (6) (a) 2. of the statutes is amended to read:

22 301.45 (6) (a) 2. For a 2nd or subsequent offense, the person ~~may be fined not~~
23 ~~more than \$10,000 or imprisoned for not more than 5 years or both~~ is guilty of a Class
24 H felony. For purposes of this subdivision, an offense is a 2nd or subsequent offense
25 if, prior to committing the offense, the person has at any time been convicted of

1 knowingly failing to comply with any requirement to provide information under
2 subs. (2) to (4).

3 ~~*-4548/2.146*~~ SECTION 385. 302.045 (3) of the statutes is amended to read:

4 302.045 (3) PAROLE ELIGIBILITY. Except as provided in sub. (4), if the department
5 determines that an inmate servng a sentence other than one imposed under s.
6 973.01 has successfully completed the challenge incarceration program, the parole
7 commission shall parole the inmate for that sentence under s. 304.06, regardless of
8 the time the inmate has served, ~~unless the person is serving a sentence imposed~~
9 ~~under s. 973.01~~. When the parole commission grants parole under this subsection,
10 it must require the parolee to participate in an intensive supervision program for
11 drug abusers as a condition of parole.

12 ~~*-4548/2.147*~~ ~~*-3266/P1.107*~~ SECTION 386. 302.095 (2) of the statutes is
13 amended to read:

14 302.095 (2) Any officer or other person who delivers or procures to be delivered
15 or has in his or her possession with intent to deliver to any inmate confined in a jail
16 or state prison, or who deposits or conceals in or about a jail or prison, or the precincts
17 of a jail or prison, or in any vehicle going into the premises belonging to a jail or
18 prison, any article or thing whatever, with intent that any inmate confined in the jail
19 or prison shall obtain or receive the same, or who receives from any inmate any
20 article or thing whatever with intent to convey the same out of a jail or prison,
21 contrary to the rules or regulations and without the knowledge or permission of the
22 sheriff or other keeper of the jail, in the case of a jail, or of the warden or
23 superintendent of the prison, in the case of a prison, ~~shall be imprisoned for not more~~
24 ~~than 3 years or fined not more than \$500~~ is guilty of a Class I felony.

1 ***-4548/2.148*** ***-0590/P5.13*** **SECTION 387.** 302.11 (1g) (a) 2. of the statutes
2 is amended to read:

3 302.11 (1g) (a) 2. Any felony under s. 940.09 (1), 1999 stats., s. 943.23 (1m),
4 1999 stats., s. 948.35 (1) (b) or (c), 1999 stats., or s. 948.36, 1999 stats., or s. 940.02,
5 940.03, 940.05, 940.09 (1) (1c), 940.19 (5), 940.195 (5), 940.21, 940.225 (1) or (2),
6 940.305 (2), 940.31 (1) or (2) (b), 943.02, 943.10 (2), 943.23 (1g) or (1m), 943.32 (2),
7 946.43 (1m), 948.02 (1) or (2), 948.025, 948.03 (2) (a) or (c), 948.05, 948.06, 948.07,
8 948.08, or 948.30 (2), 948.35 (1) (b) or (c) or 948.36.

9 ***-4471/3.3*** **SECTION 388.** 302.11 (1g) (b) 2. of the statutes, as affected by 2001
10 Wisconsin Act 16, is amended to read:

11 302.11 (1g) (b) 2. Refusal by the inmate to participate in counseling or
12 treatment that the social service and clinical staff of the institution determines is
13 necessary for the inmate, ~~including pharmacological treatment using an~~
14 ~~antiandrogen or the chemical equivalent of an antiandrogen if the inmate is a serious~~
15 ~~child sex offender as defined in s. 304.06 (1q) (a).~~ The parole commission may not
16 deny presumptive mandatory release to an inmate because of the inmate's refusal
17 to participate in a rehabilitation program under s. 301.047.

18 ***-4548/2.149***, ***-3265/P1.2*** **SECTION 389.** 302.11 (1p) of the statutes is
19 amended to read:

20 302.11 (1p) An inmate serving a term subject to s. 961.49 (2), 1999 stats., for
21 a crime committed before December 31, 1999, is entitled to mandatory release,
22 except the inmate may not be released before he or she has complied with s. 961.49
23 (2), 1999 stats.

24 ***-4548/2.150*** **SECTION 390.** 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, is not
3 entitled under this section to mandatory release on parole under ~~this section~~ that
4 sentence.

5 *~~4548/2.151~~* SECTION 391. 302.11 (3) of the statutes is amended to read:

6 302.11 (3) All consecutive sentences imposed for crimes committed before
7 December 31, 1999, shall be computed as one continuous sentence.

8 *~~4548/2.152~~* SECTION 392. 302.11 (7) (a) of the statutes is renumbered 302.11
9 (7) (am) and amended to read:

10 302.11 (7) (am) ~~The division of hearings and appeals in the department of~~
11 ~~administration, upon proper notice and hearing, or the department of corrections, if~~
12 ~~the parolee waives a hearing, reviewing authority~~ may return a parolee released
13 under sub. (1) or (1g) (b) or s. 304.02 or 304.06 (1) to prison for a period up to the
14 remainder of the sentence for a violation of the conditions of parole. The remainder
15 of the sentence is the entire sentence, less time served in custody prior to parole. The
16 revocation order shall provide the parolee with credit in accordance with ss. 304.072
17 and 973.155.

18 *~~4548/2.153~~* SECTION 393. 302.11 (7) (ag) of the statutes is created to read:

19 302.11 (7) (ag) In this subsection “reviewing authority” means the division of
20 hearings and appeals in the department of administration, upon proper notice and
21 hearing, or the department of corrections, if the parolee waives a hearing.

22 *~~4548/2.154~~* SECTION 394. 302.11 (7) (b) of the statutes is amended to read:

23 302.11 (7) (b) A parolee returned to prison for violation of the conditions of
24 parole shall be incarcerated for the entire period of time determined by the
25 ~~department of corrections in the case of a waiver or the division of hearings and~~

1 appeals in the department of administration in the case of a hearing under par. (a),
2 reviewing authority unless paroled earlier under par. (c). The parolee is not subject
3 to mandatory release under sub. (1) or presumptive mandatory release under sub.
4 (1g). The period of time determined under par. (a) (am) may be extended in
5 accordance with subs. (1q) and (2).

6 ***-4548/2.155* SECTION 395.** 302.11 (7) (d) of the statutes is amended to read:

7 302.11 (7) (d) A parolee who is subsequently released either after service of the
8 period of time determined by the department of corrections in the case of a waiver
9 or the division of hearings and appeals in the department of administration in the
10 case of a hearing under par. (a) reviewing authority or by a grant of parole under par.
11 (c) is subject to all conditions and rules of parole until expiration of sentence or
12 discharge by the department.

13 ***-4548/2.156* SECTION 396.** 302.11 (7) (e) of the statutes is created to read:

14 302.11 (7) (e) A reviewing authority may consolidate proceedings before it
15 under par. (am) with other proceedings before that reviewing authority under par.
16 (am) or s. 302.113 (9) (am) or 302.114 (9) (am) if all of the proceedings relate to the
17 parole or extended supervision of the same person.

18 ***-4548/2.157* *-3370/P2.1* SECTION 397.** 302.113 (2) of the statutes is
19 amended to read:

20 302.113 (2) Except as provided in subs. (3) and (9), an inmate subject to this
21 section is entitled to release to extended supervision after he or she has served the
22 term of confinement in prison portion of the sentence imposed under s. 973.01, as
23 modified by the sentencing court under sub. (9g) or s. 302.045 (3m) (b) 1., if
24 applicable.

25 ***-4548/2.158* SECTION 398.** 302.113 (4) of the statutes is amended to read:

1 302.113 (4) All consecutive sentences imposed for crimes committed on or after
2 December 31, 1999, shall be computed as one continuous sentence. The person shall
3 serve any term of extended supervision after serving all terms of confinement in
4 prison.

5 *~~4548/2.159~~* *~~3370/P2.2~~* **SECTION 399.** 302.113 (7) of the statutes, as
6 affected by 2001 Wisconsin Act 16, is amended to read:

7 302.113 (7) Any inmate released to extended supervision under this section is
8 subject to all conditions and rules of extended supervision until the expiration of the
9 term of extended supervision portion of the bifurcated sentence. The department
10 may set conditions of extended supervision in addition to any conditions of extended
11 supervision required under s. 302.116, if applicable, or set by the court under sub.
12 (7m) or s. 973.01 (5) if the conditions set by the department do not conflict with the
13 court's conditions.

14 *~~4548/2.160~~* *~~3370/P2.3~~* **SECTION 400.** 302.113 (7m) of the statutes is
15 created to read:

16 302.113 (7m) (a) Except as provided in par. (e), a person subject to this section
17 or the department may petition the sentencing court to modify any conditions of
18 extended supervision set by the court.

19 (b) If the department files a petition under this subsection, it shall serve a copy
20 of the petition on the person who is the subject of the petition and, if the person is
21 represented by an attorney, on the person's attorney. If a person who is subject to this
22 section or his or her attorney files a petition under this subsection, the person or his
23 or her attorney shall serve a copy of the petition on the department. The court shall
24 serve a copy of a petition filed under this section on the district attorney. The court

1 may direct the clerk of the court to provide notice of the petition to a victim of a crime
2 committed by the person who is the subject of the petition.

3 (c) The court may conduct a hearing to consider the petition. The court may
4 grant the petition in full or in part if it determines that the modification would meet
5 the needs of the department and the public and would be consistent with the
6 objectives of the person's sentence.

7 (d) A person subject to this section or the department may appeal an order
8 entered by the court under this subsection. The appellate court may reverse the
9 order only if it determines that the sentencing court erroneously exercised its
10 discretion in granting or denying the petition.

11 (e) 1. An inmate may not petition the court to modify the conditions of extended
12 supervision earlier than one year before the date of the inmate's scheduled date of
13 release to extended supervision or more than once before the inmate's release to
14 extended supervision.

15 2. A person subject to this section may not petition the court to modify the
16 conditions of extended supervision within one year after the inmate's release to
17 extended supervision. If a person subject to this section files a petition authorized
18 by this subsection after his or her release from confinement, the person may not file
19 another petition until one year after the date of filing the former petition.

20 *~~4548/2.161~~* **SECTION 401.** 302.113 (8m) of the statutes is created to read:

21 302.113 (8m) (a) Every person released to extended supervision under this
22 section remains in the legal custody of the department. If the department alleges
23 that any condition or rule of extended supervision has been violated by the person,
24 the department may take physical custody of the person for the investigation of the
25 alleged violation.

1 (b) If a person released to extended supervision under this section signs a
2 statement admitting a violation of a condition or rule of extended supervision, the
3 department may, as a sanction for the violation, confine the person for up to 90 days
4 in a regional detention facility or, with the approval of the sheriff, in a county jail.
5 If the department confines the person in a county jail under this paragraph, the
6 department shall reimburse the county for its actual costs in confining the person
7 from the appropriations under s. 20.410 (1) (ab) and (b). Notwithstanding s. 302.43,
8 the person is not eligible to earn good time credit on any period of confinement
9 imposed under this subsection.

10 *~~4548/2.162~~* *~~2889/P3.3~~* SECTION 402. 302.113 (9) (a) of the statutes is
11 renumbered 302.113 (9) (am) and amended to read:

12 302.113 (9) (am) If a person released to extended supervision under this section
13 violates a condition of extended supervision, ~~the division of hearings and appeals in~~
14 ~~the department of administration, upon proper notice and hearing, or the~~
15 ~~department of corrections, if the person on extended supervision waives a hearing,~~
16 reviewing authority may revoke the extended supervision of the person and return
17 the person to prison. If the extended supervision of the person is revoked, the person
18 shall be returned to the circuit court for the county in which the person was convicted
19 of the offense for which he or she was on extended supervision, and the court shall
20 order the person to be returned to prison, he or she shall be returned to prison for any
21 specified period of time that does not exceed the time remaining on the bifurcated
22 sentence. The time remaining on the bifurcated sentence is the total length of the
23 bifurcated sentence, less time served by the person in custody ~~confinement under the~~
24 sentence before release to extended supervision under sub. (2) and less all time
25 served in confinement for previous revocations of extended supervision under the

1 sentence. The revocation court order returning a person to prison under this
2 paragraph shall provide the person on whose extended supervision was revoked with
3 credit in accordance with ss. 304.072 and 973.155.

4 *–4548/2.163* **SECTION 403.** 302.113 (9) (ag) of the statutes is created to read:

5 302.113 (9) (ag) In this subsection “reviewing authority” means the division of
6 hearings and appeals in the department of administration, upon proper notice and
7 hearing, or the department of corrections, if the person on extended supervision
8 waives a hearing.

9 *–4548/2.164* *–2889/P3.4* **SECTION 404.** 302.113 (9) (at) of the statutes is
10 created to read:

11 302.113 (9) (at) When a person is returned to court under par. (am) after
12 revocation of extended supervision, the reviewing authority shall make a
13 recommendation to the court concerning the period of time for which the person
14 should be returned to prison. The recommended time period may not exceed the time
15 remaining on the bifurcated sentence, as calculated under par. (am).

16 *–4548/2.165* **SECTION 405.** 302.113 (9) (b) of the statutes is amended to read:

17 302.113 (9) (b) A person who is returned to prison after revocation of extended
18 supervision shall be incarcerated for the entire period of time specified by the
19 department of corrections in the case of a waiver or by the division of hearings and
20 appeals in the department of administration in the case of a hearing court under par.
21 (a) (am). The period of time specified under par. (a) (am) may be extended in
22 accordance with sub. (3). If a person is returned to prison under par. (am) for a period
23 of time that is less than the time remaining on the bifurcated sentence, the person
24 shall be released to extended supervision after he or she has served the period of time

1 specified by the court under par. (am) and any periods of extension imposed in
2 accordance with sub. (3).

3 *~~4548/2.166~~* SECTION 406. 302.113 (9) (c) of the statutes is amended to read:

4 302.113 (9) (c) A person who is subsequently released to extended supervision
5 after service of the period of time specified by the department of corrections in the
6 case of a waiver or by the division of hearings and appeals in the department of
7 administration in the case of a hearing court under par. (a) (am) is subject to all
8 conditions and rules under sub. subs. (7) and, if applicable, (7m) until the expiration
9 of the term of remaining extended supervision portion of the bifurcated sentence.
10 The remaining extended supervision portion of the bifurcated sentence is the total
11 length of the bifurcated sentence, less the time served by the person in confinement
12 under the bifurcated sentence before release to extended supervision under sub. (2)
13 and less all time served in confinement for previous revocations of extended
14 supervision under the bifurcated sentence.

15 *~~4548/2.167~~* SECTION 407. 302.113 (9) (d) of the statutes is created to read:

16 302.113 (9) (d) For the purposes of pars. (am) and (c), the amount of time a
17 person has served in confinement before release to extended supervision and the
18 amount of time a person has served in confinement for a revocation of extended
19 supervision includes any extensions imposed under sub. (3).

20 *~~4548/2.168~~* SECTION 408. 302.113 (9) (e) of the statutes is created to read:

21 302.113 (9) (e) If a hearing is to be held under par. (am) before the division of
22 hearings and appeals in the department of administration, the hearing examiner
23 may order the taking and allow the use of a videotaped deposition under s. 967.04
24 (7) to (10).

25 *~~4548/2.169~~* SECTION 409. 302.113 (9) (f) of the statutes is created to read:

1 302.113 (9) (f) A reviewing authority may consolidate proceedings before it
2 under par. (am) with other proceedings before that reviewing authority under par.
3 (am) or s. 302.11 (7) (am) or 302.114 (9) (am) if all of the proceedings relate to the
4 parole or extended supervision of the same person.

5 *~~4548/2.170~~* *~~2889/P3.5~~* **SECTION 410.** 302.113 (9) (g) of the statutes is
6 created to read:

7 302.113 (9) (g) In any case in which there is a hearing before the division of
8 hearings and appeals in the department of administration concerning whether to
9 revoke a person's extended supervision, the person on extended supervision may
10 seek review of a decision to revoke extended supervision and the department of
11 corrections may seek review of a decision to not revoke extended supervision. Review
12 of a decision under this paragraph may be sought only by an action for certiorari.

13 *~~4548/2.171~~* *~~3370/P2.4~~* **SECTION 411.** 302.113 (9g) of the statutes is
14 created to read:

15 302.113 (9g) (a) In this subsection:

16 1. "Program review committee" means the committee at a correctional
17 institution that reviews the security classifications, institution assignments, and
18 correctional programming assignments of inmates confined in the institution.

19 2. "Terminal condition" means an incurable condition afflicting a person,
20 caused by injury, disease, or illness, as a result of which the person has a medical
21 prognosis that his or her life expectancy is 6 months or less, even with available
22 life-sustaining treatment provided in accordance with the prevailing standard of
23 medical care.

1 (b) An inmate who is serving a bifurcated sentence for a crime other than a
2 Class B felony may seek modification of the bifurcated sentence in the manner
3 specified in par. (f) if he or she meets one of the following criteria:

4 1. The inmate is 65 years of age or older and has served at least 5 years of the
5 term of confinement in prison portion of the bifurcated sentence.

6 2. The inmate is 60 years of age or older and has served at least 10 years of the
7 term of confinement in prison portion of the bifurcated sentence.

8 3. The inmate has a terminal condition.

9 (c) An inmate who meets the criteria under par. (b) may submit a petition to
10 the program review committee at the correctional institution in which the inmate is
11 confined requesting a modification of the inmate's bifurcated sentence in the manner
12 specified in par. (f). If the inmate alleges in the petition that he or she has a terminal
13 condition, the inmate shall attach to the petition affidavits from 2 physicians setting
14 forth a diagnosis that the inmate has a terminal condition.

15 (cm) If, after receiving the petition under par. (c), the program review
16 committee determines that the public interest would be served by a modification of
17 the inmate's bifurcated sentence in the manner provided under par. (f), the
18 committee shall approve the petition for referral to the sentencing court and notify
19 the department of its approval. The department shall then refer the inmate's
20 petition to the sentencing court and request the court to conduct a hearing on the
21 petition. If the program review committee determines that the public interest would
22 not be served by a modification of the inmate's bifurcated sentence in the manner
23 specified in par. (f), the committee shall deny the inmate's petition.

24 (d) When a court is notified by the department that it is referring to the court
25 an inmate's petition for modification of the inmate's bifurcated sentence, the court

1 shall set a hearing to determine whether the public interest would be served by a
2 modification of the inmate's bifurcated sentence in the manner specified in par. (f).
3 The inmate and the district attorney have the right to be present at the hearing, and
4 any victim of the inmate's crime has the right to be present at the hearing and to
5 provide a statement concerning the modification of the inmate's bifurcated sentence.
6 The court shall order such notice of the hearing date as it considers adequate to be
7 given to the department, the inmate, the attorney representing the inmate, if
8 applicable, and the district attorney. Victim notification shall be provided as
9 specified under par. (g).

10 (e) At a hearing scheduled under par. (d), the inmate has the burden of proving
11 by the greater weight of the credible evidence that a modification of the bifurcated
12 sentence in the manner specified in par. (f) would serve the public interest. If the
13 inmate proves that a modification of the bifurcated sentence in the manner specified
14 in par. (f) would serve the public interest, the court shall modify the inmate's
15 bifurcated sentence in that manner. If the inmate does not prove that a modification
16 of the bifurcated sentence in the manner specified in par. (f) would serve the public
17 interest, the court shall deny the inmate's petition for modification of the bifurcated
18 sentence.

19 (f) A court may modify an inmate's bifurcated sentence under this section only
20 as follows:

21 1. The court shall reduce the term of confinement in prison portion of the
22 inmate's bifurcated sentence in a manner that provides for the release of the inmate
23 to extended supervision within 30 days after the date on which the court issues its
24 order modifying the bifurcated sentence.

1 2. The court shall lengthen the term of extended supervision imposed so that
2 the total length of the bifurcated sentence originally imposed does not change.

3 (g) 1. In this paragraph, "victim" has the meaning given in s. 950.02 (4).

4 2. When a court sets a hearing date under par. (d), the clerk of the circuit court
5 shall send a notice of hearing to the victim of the crime committed by the inmate, if
6 the victim has submitted a card under subd. 3. requesting notification. The notice
7 shall inform the victim that he or she may appear at the hearing scheduled under
8 par. (d) and shall inform the victim of the manner in which he or she may provide a
9 statement concerning the modification of the inmate's bifurcated sentence in the
10 manner provided in par. (f). The clerk of the circuit court shall make a reasonable
11 attempt to send the notice of hearing to the last-known address of the inmate's
12 victim, postmarked at least 10 days before the date of the hearing.

13 3. The director of state courts shall design and prepare cards for a victim to send
14 to the clerk of the circuit court for the county in which the inmate was convicted and
15 sentenced. The cards shall have space for a victim to provide his or her name and
16 address, the name of the applicable inmate, and any other information that the
17 director of state courts determines is necessary. The director of state courts shall
18 provide the cards, without charge, to clerks of circuit court. Clerks of circuit court
19 shall provide the cards, without charge, to victims. Victims may send completed
20 cards to the clerk of the circuit court for the county in which the inmate was convicted
21 and sentenced. All court records or portions of records that relate to mailing
22 addresses of victims are not subject to inspection or copying under s. 19.35 (1).

23 (h) An inmate may appeal a court's decision to deny the inmate's petition for
24 modification of his or her bifurcated sentence. The state may appeal a court's
25 decision to grant an inmate's petition for a modification of the inmate's bifurcated

1 sentence. In an appeal under this paragraph, the appellate court may reverse a
2 decision granting or denying a petition for modification of a bifurcated sentence only
3 if it determines that the sentencing court erroneously exercised its discretion in
4 granting or denying the petition.

5 (i) If the program review committee denies an inmate's petition under par. (cm),
6 the inmate may not file another petition within one year after the date of the program
7 review committee's denial. If the program review committee approves an inmate's
8 petition for referral to the sentencing court under par. (cm) but the sentencing court
9 denies the petition, the inmate may not file another petition under par. (cm) within
10 one year after the date of the court's decision.

11 (j) An inmate eligible to seek modification of his or her bifurcated sentence
12 under this subsection has a right to be represented by counsel in proceedings under
13 this subsection. An inmate, or the department on the inmate's behalf, may apply to
14 the state public defender for determination of indigency and appointment of counsel
15 under s. 977.05 (4) (jm) before or after the filing of a petition with the program review
16 committee under par. (c). If an inmate whose petition has been referred to the court
17 under par. (cm) is without counsel, the court shall refer the matter to the state public
18 defender for determination of indigency and appointment of counsel under s. 977.05
19 (4) (jm).

20 *~~4548/2.172~~* **SECTION 412.** 302.114 (4) of the statutes is amended to read:

21 302.114 (4) All consecutive sentences imposed for crimes committed on or after
22 December 31, 1999, shall be computed as one continuous sentence. An inmate
23 subject to this section shall serve any term of extended supervision after serving all
24 terms of confinement in prison.

25 *~~4548/2.173~~* **SECTION 413.** 302.114 (5) (f) of the statutes is amended to read:

1 302.114 (5) (f) An inmate may appeal an order denying his or her petition for
2 release to extended supervision. In an appeal under this paragraph, the appellate
3 court may reverse an order denying a petition for release to extended supervision
4 only if it determines that the sentencing court ~~improperly~~ erroneously exercised its
5 discretion in denying the petition for release to extended supervision.

6 *~~4548/2.174~~* *~~2889/P3.6~~* **SECTION 414.** 302.114 (6) (b) of the statutes is
7 amended to read:

8 302.114 (6) (b) If an inmate petitions a court under sub. (5) or (9) ~~(b)~~ (bm) for
9 release to extended supervision under this section, the clerk of the circuit court in
10 which the petition is filed shall send a copy of the petition and, if a hearing is
11 scheduled, a notice of hearing to the victim of the crime committed by the inmate, if
12 the victim has submitted a card under par. (e) requesting notification.

13 *~~4548/2.175~~* *~~2889/P3.7~~* **SECTION 415.** 302.114 (6) (c) of the statutes is
14 amended to read:

15 302.114 (6) (c) The notice under par. (b) shall inform the victim that he or she
16 may appear at the hearing under sub. (5) or (9) ~~(b)~~ (bm), if a hearing is scheduled,
17 and shall inform the victim of the manner in which he or she may provide written
18 statements concerning the inmate's petition for release to extended supervision.

19 *~~4548/2.176~~* **SECTION 416.** 302.114 (8m) of the statutes is created to read:

20 302.114 (8m) (a) Every person released to extended supervision under this
21 section remains in the legal custody of the department. If the department alleges
22 that any condition or rule of extended supervision has been violated by the person,
23 the department may take physical custody of the person for the investigation of the
24 alleged violation.

1 (b) If a person released to extended supervision under this section signs a
2 statement admitting a violation of a condition or rule of extended supervision, the
3 department may, as a sanction for the violation, confine the person for up to 90 days
4 in a regional detention facility or, with the approval of the sheriff, in a county jail.
5 If the department confines the person in a county jail under this paragraph, the
6 department shall reimburse the county for its actual costs in confining the person
7 from the appropriations under s. 20.410 (1) (ab) and (b). Notwithstanding s. 302.43,
8 the person is not eligible to earn good time credit on any period of confinement
9 imposed under this subsection.

10 ~~*-4548/2.177*~~ ~~*-2889/P3.8*~~ **SECTION 417.** 302.114 (9) (a) of the statutes is
11 renumbered 302.114 (9) (am) and amended to read:

12 302.114 (9) (am) If a person released to extended supervision under this section
13 violates a condition of extended supervision, ~~the division of hearings and appeals in~~
14 ~~the department of administration, upon proper notice and hearing, or the~~
15 ~~department of corrections, if the person on extended supervision waives a hearing,~~
16 reviewing authority may revoke the extended supervision of the person and return
17 the person to prison. If the extended supervision of the person is revoked, the person
18 shall be returned to the circuit court for the county in which the person was convicted
19 of the offense for which he or she was on extended supervision, and the court shall
20 order the person to be returned to prison, he or she shall be returned to prison for a
21 specified period of time, as provided under par. (b) before he or she is eligible for being
22 released again to extended supervision. The period of time specified under this
23 paragraph may not be less than 5 years and may be extended in accordance with sub.
24 (3).

25 ~~*-4548/2.178*~~ **SECTION 418.** 302.114 (9) (ag) of the statutes is created to read:

1 302.114 (9) (ag) In this subsection "reviewing authority" has the meaning given
2 in s. 302.113 (9) (ag).

3 *~~4548/2.179~~* SECTION 419. 302.114 (9) (b) of the statutes is amended to read:

4 302.114 (9) (b) ~~If~~ When a person is returned to prison court under par. (a) ~~(am)~~
5 after revocation of extended supervision, the ~~department of corrections in the case~~
6 ~~of a waiver or the division of hearings and appeals in the department of~~
7 ~~administration in the case of a hearing under par. (a)~~ reviewing authority shall
8 ~~specify a~~ make a recommendation to the court concerning the period of time for
9 which the person shall be incarcerated should be returned to prison before being
10 eligible for release to extended supervision. The period of time ~~specified~~
11 recommended under this paragraph may not be less than 5 years ~~and may be~~
12 ~~extended in accordance with sub. (3).~~

13 *~~4548/2.180~~* SECTION 420. 302.114 (9) (bm) of the statutes is amended to
14 read:

15 302.114 (9) (bm) A person who is returned to prison under par. ~~(a)~~ (am) after
16 revocation of extended supervision may, upon petition to the sentencing court, be
17 released to extended supervision after he or she has served the entire period of time
18 specified ~~in~~ by the court under par. ~~(b)~~ (am), including any periods of extension
19 imposed under sub. (3). A person may not file a petition under this paragraph earlier
20 than 90 days before the date on which he or she is eligible to be released to extended
21 supervision. If a person files a petition for release to extended supervision under this
22 paragraph at any time earlier than 90 days before the date on which he or she is
23 eligible to be released to extended supervision, the court shall deny the petition
24 without a hearing. The procedures specified in sub. (5) (am) to (f) apply to a petition
25 filed under this paragraph.

1 *~~4548/2.181~~* SECTION 421. 302.114 (9) (c) of the statutes is amended to read:
2 302.114 (9) (c) A person who is subsequently released to extended supervision
3 under par. (~~b~~) (bm) is subject to all conditions and rules under sub. (8) until the
4 expiration of the sentence.

5 *~~4548/2.182~~* SECTION 422. 302.114 (9) (d) of the statutes is created to read:
6 302.114 (9) (d) If a hearing is to be held under par. (am) before the division of
7 hearings and appeals in the department of administration, the hearing examiner
8 may order the taking and allow the use of a videotaped deposition under s. 967.04
9 (7) to (10).

10 *~~4548/2.183~~* SECTION 423. 302.114 (9) (e) of the statutes is created to read:
11 302.114 (9) (e) A reviewing authority may consolidate proceedings before it
12 under par. (am) with other proceedings before that reviewing authority under par.
13 (am) or s. 302.11 (7) (am) or 302.113 (9) (am) if all of the proceedings relate to the
14 parole or extended supervision of the same person.

15 *~~4548/2.184~~* *~~2889/P3.9~~* SECTION 424. 302.114 (9) (f) of the statutes is
16 created to read:

17 302.114 (9) (f) In any case in which there is a hearing before the division of
18 hearings and appeals in the department of administration concerning whether to
19 revoke a person's extended supervision, the person on extended supervision may
20 seek review of a decision to revoke extended supervision and the department of
21 corrections may seek review of a decision to not revoke extended supervision. Review
22 of a decision under this paragraph may be sought only by an action for certiorari.

23 *~~4548/2.185~~* SECTION 425. 302.33 (1) of the statutes is amended to read:

24 302.33 (1) The maintenance of persons who have been sentenced to the state
25 penal institutions; persons in the custody of the department, except as provided in

1 sub. (2) and ~~s. ss.~~ 301.048 (7), 302.113 (8m), and 302.114 (8m); persons accused of
2 crime and committed for trial; persons committed for the nonpayment of fines and
3 expenses; and persons sentenced to imprisonment therein, while in the county jail,
4 shall be paid out of the county treasury. No claim may be allowed to any sheriff for
5 keeping or boarding any person in the county jail unless the person was lawfully
6 detained therein.

7 ~~*-4473/4.1*~~ SECTION 426. 303.063 of the statutes is repealed.

8 ~~*-4548/2.186*~~ ~~*-2889/P3.10*~~ SECTION 427. 303.065 (1) (b) 1. of the statutes
9 is amended to read:

10 303.065 (1) (b) 1. A person serving a life sentence, other than a life sentence
11 specified in subd. 2., may be considered for work release only after he or she has
12 reached parole eligibility under s. 304.06 (1) (b) or 973.014 (1) (a) or (b), whichever
13 is applicable, or he or she has reached his or her extended supervision eligibility date
14 under s. 302.114 (9) (b) (a) or 973.014 (1g) (a) 1. or 2., whichever is applicable.

15 ~~*-4548/2.187*~~ SECTION 428. 303.08 (1) (intro.) of the statutes is amended to
16 read:

17 303.08 (1) (intro.) Any person sentenced to a county jail for crime, nonpayment
18 of a fine or forfeiture, or contempt of court, or subject to a confinement sanction under
19 s. 302.113 (8m) or 302.114 (8m) may be granted the privilege of leaving the jail during
20 necessary and reasonable hours for any of the following purposes:

21 ~~*-4548/2.188*~~ SECTION 429. 303.08 (2) of the statutes is amended to read:

22 303.08 (2) Unless such privilege is expressly granted by the court or, in the case
23 of a person subject to a confinement sanction under s. 302.113 (8m) or 302.114 (8m),
24 the department, the prisoner person is sentenced to ordinary confinement. The A
25 prisoner, other than a person subject to a confinement sanction under s. 302.113 (8m)

1 or 302.114 (8m), may petition the court for such privilege at the time of sentence or
2 thereafter, and in the discretion of the court may renew the prisoner's petition. The
3 court may withdraw the privilege at any time by order entered with or without notice.

4 *~~4548/2.189~~* **SECTION 430.** 303.08 (5) (intro.) of the statutes is amended to
5 read:

6 303.08 (5) (intro.) By order of the court or, for a person subject to a confinement
7 sanction under s. 302.113 (8m) or 302.114 (8m), by order of the department, the
8 wages, salary and unemployment insurance and employment training benefits
9 received by prisoners shall be disbursed by the sheriff for the following purposes, in
10 the order stated:

11 *~~4548/2.190~~* **SECTION 431.** 303.08 (6) of the statutes is amended to read:

12 303.08 (6) The department, for a person subject to a confinement sanction
13 under s. 302.113 (8m) or 302.114 (8m), or the sentencing court may, by order, may
14 authorize the sheriff to whom the prisoner is committed to arrange with another
15 sheriff for the employment or employment training of the prisoner in the other's
16 county, and while so employed or trained to be in the other's custody but in other
17 respects to be and continue subject to the commitment.

18 *~~4548/2.191~~* **SECTION 432.** 303.08 (12) of the statutes is amended to read:

19 303.08 (12) In counties having a house of correction, any person violating the
20 privilege granted under sub. (1) may be transferred by the county jailer to the house
21 of correction for the remainder of the term of the person's sentence or, if applicable,
22 the remainder of the person's confinement sanction under s. 302.113 (8m) or 302.114
23 (8m).

24 *~~4473/4.2~~* **SECTION 433.** 303.21 (1) (b) of the statutes is amended to read:

1 303.21 (1) (b) Inmates are included under par. (a) if they are participating in
2 a structured work program away from the institution grounds under s. 302.15 ~~or a~~
3 ~~secure work program under s. 303.063~~. Inmates are not included under par. (a) if
4 they are employed in a prison industry under s. 303.06 (2), participating in a work
5 release program under s. 303.065 (2), participating in employment with a private
6 business under s. 303.01 (2) (em) or participating in the transitional employment
7 program, but they are eligible for worker's compensation benefits under ch. 102.
8 Residents subject to s. 303.01 (1) (b) are not included under par. (a) but they are
9 eligible for worker's compensation benefits under ch. 102.

10 *~~4548/2.192~~* *~~3265/P1.3~~* SECTION 434. 304.06 (1) (b) of the statutes is
11 amended to read:

12 304.06 (1) (b) Except as provided in s. 961.49 (2), 1999 stats., sub. (1m) or s.
13 302.045 (3), ~~961.49 (2)~~, 973.01 (6) or 973.0135, the parole commission may parole an
14 inmate of the Wisconsin state prisons or any felon or any person serving at least one
15 year or more in a county house of correction or a county reforestation camp organized
16 under s. 303.07, when he or she has served 25% of the sentence imposed for the
17 offense, or 6 months, whichever is greater. Except as provided in s. 939.62 (2m) (c)
18 or 973.014 (1) (b) or (c), (1g) or (2), the parole commission may parole an inmate
19 serving a life term when he or she has served 20 years, as modified by the formula
20 under s. 302.11 (1) and subject to extension under s. 302.11 (1q) and (2), if applicable.
21 The person serving the life term shall be given credit for time served prior to
22 sentencing under s. 973.155, including good time under s. 973.155 (4). The secretary
23 may grant special action parole releases under s. 304.02. The department or the
24 parole commission shall not provide any convicted offender or other person

1 sentenced to the department's custody any parole eligibility or evaluation until the
2 person has been confined at least 60 days following sentencing.

3 ***-4471/3.4* SECTION 435.** 304.06 (1q) of the statutes is repealed.

4 ***-4548/2.193* *-3265/P1.4* SECTION 436.** 304.071 (2) of the statutes is
5 amended to read:

6 304.071 (2) If a prisoner is not eligible for parole under s. 961.49 (2), 1999 stats.,
7 or s. 939.62 (2m) (c), 961.49 (2), 973.01 (6), 973.014 (1) (c) or (1g) or 973.032 (5), he
8 or she is not eligible for parole under this section.

9 ***-4548/2.194* SECTION 437.** 304.11 (3) of the statutes is amended to read:

10 304.11 (3) If upon inquiry it further appears to the governor that the convicted
11 person has violated or failed to comply with any of those conditions, the governor may
12 issue his or her warrant remanding the person to the institution from which
13 discharged, and the person shall be confined and treated as though no pardon had
14 been granted, except that the person loses any applicable good time which he or she
15 had earned. If the person is returned to prison, the person is subject to the same
16 limitations as a revoked parolee under s. 302.11 (7). The department shall determine
17 the period of incarceration under s. 302.11 (7) ~~(a)~~ (am). If the governor determines
18 the person has not violated or failed to comply with the conditions, the person shall
19 be discharged subject to the conditional pardon.

20 ***-4548/2.195* *-3266/P1.108* SECTION 438.** 341.605 (3) of the statutes is
21 amended to read:

22 341.605 (3) Whoever violates sub. (1) or (2) ~~may be fined not more than \$5,000~~
23 ~~or imprisoned for not more than 7 years and 6 months, or both, for each violation is~~
24 guilty of a Class H felony.

1 *~~4548/2.196~~* *~~3266/P1.109~~* SECTION 439. 342.06 (2) of the statutes is
2 amended to read:

3 342.06 (2) Any person who knowingly makes a false statement in an
4 application for a certificate of title ~~may be fined not more than \$5,000 or imprisoned~~
5 ~~not more than 7 years and 6 months or both~~ is guilty of a Class H felony.

6 *~~4548/2.197~~* *~~3266/P1.110~~* SECTION 440. 342.065 (4) (b) of the statutes is
7 amended to read:

8 342.065 (4) (b) Any person who violates sub. (1) with intent to defraud ~~may be~~
9 ~~fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months~~
10 ~~or both~~ is guilty of a Class H felony.

11 *~~4548/2.198~~* *~~3266/P1.111~~* SECTION 441. 342.155 (4) (b) of the statutes is
12 amended to read:

13 342.155 (4) (b) Any person who violates this section with intent to defraud may
14 be fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months
15 or both is guilty of Class H felony.

16 *~~4548/2.199~~* *~~3266/P1.112~~* SECTION 442. 342.156 (6) (b) of the statutes is
17 amended to read:

18 342.156 (6) (b) Any person who violates this section with intent to defraud ~~may~~
19 ~~be fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months~~
20 ~~or both~~ is guilty of a Class H felony.

21 *~~4548/2.200~~* *~~3266/P1.113~~* SECTION 443. 342.30 (3) (a) of the statutes is
22 amended to read:

23 342.30 (3) (a) Any person who violates sub. (1g) ~~may be fined not more than~~
24 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a
25 Class H felony.

1 *~~4548/2.201~~* *~~3266/P1.114~~* **SECTION 444.** 342.32 (3) of the statutes is
2 amended to read:

3 342.32 (3) Whoever violates sub. (1) or (2) ~~may be fined not more than \$5,000~~
4 ~~or imprisoned for not more than 7 years and 6 months, or both, for each violation is~~
5 guilty of a Class H felony.

6 *~~4548/2.202~~* **SECTION 445.** 343.31 (1) (i) of the statutes is amended to read:

7 343.31 (1) (i) Knowingly fleeing or attempting to elude a traffic officer under
8 s. 346.04 (3).

9 *~~4548/2.203~~* **SECTION 446.** 343.31 (3) (d) (intro.) of the statutes is amended
10 to read:

11 343.31 (3) (d) (intro.) Any person convicted of knowingly fleeing or attempting
12 to elude a traffic officer under s. 346.04 (3) shall have his or her operating privilege
13 revoked as follows:

14 *~~4548/2.204~~* *~~3266/P1.116~~* **SECTION 447.** 344.48 (2) of the statutes is
15 amended to read:

16 344.48 (2) Any person violating this section may be fined not more than \$1,000
17 \$10,000 or imprisoned for not more than 2 years 9 months or both.

18 *~~4548/2.205~~* *~~0590/P5.14~~* **SECTION 448.** 346.04 (2t) of the statutes is
19 created to read:

20 346.04 (2t) No operator of a vehicle, after having received a visible or audible
21 signal to stop his or her vehicle from a traffic officer or marked police vehicle, shall
22 knowingly resist the traffic officer by failing to stop his or her vehicle as promptly as
23 safety reasonably permits.

24 *~~4548/2.206~~* *~~0590/P5.15~~* **SECTION 449.** 346.04 (4) of the statutes is
25 created to read:

1 346.04 (4) Subsection (2t) is not an included offense of sub. (3), but a person may
2 not be convicted of violating both subs. (2t) and (3) for acts arising out of the same
3 incident or occurrence.

4 *~~4548/2.207~~* *~~0590/P5.16~~* SECTION 450. 346.17 (2t) of the statutes is
5 created to read:

6 346.17 (2t) Any person violating s. 346.04 (2t) may be fined not more than
7 \$10,000 or imprisoned for not more than 9 months or both.

8 *~~4548/2.208~~* *~~3266/P1.117~~* SECTION 451. 346.17 (3) (a) of the statutes is
9 amended to read:

10 346.17 (3) (a) Except as provided in par. (b), (c) or (d), any person violating s.
11 346.04 (3) ~~shall be fined not less than \$600 nor more than \$10,000 and may be~~
12 ~~imprisoned for not more than 3 years~~ is guilty of a Class I felony.

13 *~~4548/2.209~~* *~~0590/P5.18~~* SECTION 452. 346.17 (3) (b) of the statutes is
14 amended to read:

15 346.17 (3) (b) If the violation results in bodily harm, as defined in s. 939.22 (4),
16 to another, or causes damage to the property of another, as defined in s. 939.22 (28),
17 the person ~~shall be fined not less than \$1,000 nor more than \$10,000 and may be~~
18 ~~imprisoned for not more than 3 years~~ is guilty of a Class H felony.

19 *~~4548/2.210~~* *~~0590/P5.19~~* SECTION 453. 346.17 (3) (c) of the statutes is
20 amended to read:

21 346.17 (3) (c) If the violation results in great bodily harm, as defined in s. 939.22
22 (14), to another, the person ~~shall be fined not less than \$1,100 nor more than \$10,000~~
23 ~~and may be imprisoned for not more than 3 years~~ is guilty of a Class F felony.

24 *~~4548/2.211~~* *~~0590/P5.20~~* SECTION 454. 346.17 (3) (d) of the statutes is
25 amended to read:

1 346.17 (3) (d) If the violation results in the death of another, the person shall
2 ~~be fined not less than \$1,100 nor more than \$10,000 and may be imprisoned for not~~
3 ~~more than 7 years and 6 months~~ is guilty of a Class E felony.

4 *~~4548/2.212~~* *~~0590/P5.21~~* **SECTION 455.** 346.175 (1) (a) of the statutes is
5 amended to read:

6 346.175 (1) (a) Subject to s. 346.01 (2), the owner of a vehicle involved in a
7 violation of s. 346.04 (2t) or (3) for fleeing a traffic officer shall be presumed liable for
8 the violation as provided in this section.

9 *~~4548/2.213~~* *~~0590/P5.22~~* **SECTION 456.** 346.175 (1) (b) of the statutes is
10 amended to read:

11 346.175 (1) (b) Notwithstanding par. (a), no owner of a vehicle involved in a
12 violation of s. 346.04 (2t) or (3) for fleeing a traffic officer may be convicted under this
13 section if the person operating the vehicle or having the vehicle under his or her
14 control at the time of the violation has been convicted for the violation under this
15 section or under s. 346.04 (2t) or (3).

16 *~~4548/2.214~~* *~~0590/P5.23~~* **SECTION 457.** 346.175 (4) (b) of the statutes is
17 amended to read:

18 346.175 (4) (b) If the owner of the vehicle provides a traffic officer employed by
19 the authority issuing the citation with the name and address of the person operating
20 the vehicle or having the vehicle under his or her control at the time of the violation
21 and sufficient information for the officer to determine that probable cause does not
22 exist to believe that the owner of the vehicle was operating the vehicle at the time
23 of the violation, then the owner of the vehicle shall not be liable under this section
24 or under s. 346.04 (2t) or (3).

1 *~~4548/2.215~~* *~~0590/P5.24~~* SECTION 458. 346.175 (4) (c) of the statutes is
2 amended to read:

3 346.175 (4) (c) If the vehicle is owned by a lessor of vehicles and at the time of
4 the violation the vehicle was in the possession of a lessee, and the lessor provides a
5 traffic officer employed by the authority issuing the citation with the information
6 required under s. 343.46 (3), then the lessee and not the lessor shall be liable under
7 this section or under s. 346.04 (2t) or (3).

8 *~~4548/2.216~~* *~~0590/P5.25~~* SECTION 459. 346.175 (4) (d) of the statutes is
9 amended to read:

10 346.175 (4) (d) If the vehicle is owned by a dealer, as defined in s. 340.01 (11)
11 (intro.) but including the persons specified in s. 340.01 (11) (a) to (d), and at the time
12 of the violation the vehicle was being operated by or was under the control of any
13 person on a trial run, and if the dealer provides a traffic officer employed by the
14 authority issuing the citation with the name, address and operator's license number
15 of the person operating the vehicle, then that person, and not the dealer, shall be
16 liable under this section or under s. 346.04 (2t) or (3).

17 *~~4548/2.217~~* *~~0590/P5.26~~* SECTION 460. 346.175 (5) (intro.) of the statutes
18 is amended to read:

19 346.175 (5) (intro.) Notwithstanding the penalty otherwise specified under s.
20 346.17 (2t) or (3) for a violation of s. 346.04 (2t) or (3):

21 *~~4548/2.218~~* *~~0590/P5.27~~* SECTION 461. 346.175 (5) (a) of the statutes is
22 amended to read:

23 346.175 (5) (a) A vehicle owner or other person found liable under this section
24 for a violation of s. 346.04 (2t) or (3) shall be required to forfeit not less than \$300 nor
25 more than \$1,000.

1 *~~4548/2.219~~* *~~3266/P1.121~~* SECTION 462. 346.65 (2) (e) of the statutes is
2 amended to read:

3 346.65 (2) (e) Except as provided in pars. (f) and (g), is guilty of a Class H felony
4 and shall be fined not less than \$600 ~~nor more than \$2,000~~ and imprisoned for not
5 less than 6 months ~~nor more than 5 years~~ if the number of convictions under ss.
6 940.09 (1) and 940.25 in the person's lifetime, plus the total number of suspensions,
7 revocations and other convictions counted under s. 343.307 (1), equals 5 or more,
8 except that suspensions, revocations or convictions arising out of the same incident
9 or occurrence shall be counted as one.

10 *~~4548/2.220~~* *~~3266/P1.122~~* SECTION 463. 346.65 (5) of the statutes is
11 amended to read:

12 346.65 (5) Except as provided in sub. (5m), any person violating s. 346.62 (4)
13 ~~shall be fined not less than \$600 nor more than \$2,000 and may be imprisoned for~~
14 ~~not less than 90 days nor more than 2 years and 3 months~~ is guilty of a Class I felony.

15 *~~4548/2.221~~* *~~3266/P1.123~~* SECTION 464. 346.74 (5) (b) of the statutes is
16 amended to read:

17 346.74 (5) (b) ~~Shall~~ May be fined not less than ~~\$300~~ \$10,000 nor more than \$5,000
18 or imprisoned for not less than 10 days nor more than 2 years 9 months or
19 both if the accident involved injury to a person but the person did not suffer great
20 bodily harm.

21 *~~4548/2.222~~* *~~3266/P1.124~~* SECTION 465. 346.74 (5) (c) of the statutes is
22 amended to read:

23 346.74 (5) (c) ~~May be fined not more than \$10,000 or imprisoned not more than~~
24 ~~3 years or both~~ Is guilty of a Class I felony if the accident involved injury to a person
25 and the person suffered great bodily harm.

1 *~~4548/2.223~~* *~~3266/P1.125~~* SECTION 466. 346.74 (5) (d) of the statutes is
2 amended to read:

3 346.74 (5) (d) ~~May be fined not more than \$10,000 or imprisoned not more than~~
4 ~~7 years and 6 months or both~~ Is guilty of a Class H felony if the accident involved
5 death to a person.

6 *~~4548/2.224~~* *~~3266/P1.126~~* SECTION 467. 350.11 (2m) of the statutes is
7 amended to read:

8 350.11 (2m) Any person who violates s. 350.135 (1) shall be fined ~~not more than~~
9 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class H felony
10 if the violation causes the death or injury, as defined in s. 30.67 (3) (b), of another
11 person.

12 *~~4548/2.225~~* SECTION 468. 351.07 (2) (a) of the statutes is renumbered 351.07
13 (2).

14 *~~4548/2.226~~* SECTION 469. 351.07 (2) (b) of the statutes is repealed.

15 *~~4548/2.227~~* *~~3266/P1.127~~* SECTION 470. 446.07 of the statutes is
16 amended to read:

17 **446.07 Penalty.** Anyone violating this chapter may be fined not less than \$100
18 ~~nor~~ more than ~~\$500~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or
19 both.

20 *~~4548/2.228~~* *~~3266/P1.128~~* SECTION 471. 447.09 of the statutes is
21 amended to read:

22 **447.09 Penalties.** Any person who violates this chapter may be fined not more
23 than \$1,000 or imprisoned for not more than one year in the county jail or both for
24 the first offense and ~~may be fined not more than \$2,500 or imprisoned for not more~~

1 ~~than 3 years or both~~ is guilty of a Class I felony for the 2nd or subsequent conviction
2 within 5 years.

3 ~~*-4548/2.229* *-3266/P1.129*~~ **SECTION 472.** 450.11 (9) (b) of the statutes is
4 amended to read:

5 450.11 (9) (b) Any person who delivers, or who possesses with intent to
6 manufacture or deliver, a prescription drug in violation of this section ~~may be fined~~
7 ~~not more than \$10,000 or imprisoned for not more than 7 years and 6 months or both~~
8 is guilty of a Class H felony.

9 ~~*-4548/2.230* *-3266/P1.130*~~ **SECTION 473.** 450.14 (5) of the statutes is
10 amended to read:

11 450.14 (5) Any person who violates this section ~~may be fined not less than \$100~~
12 ~~nor more than \$1,000 or imprisoned for not less than one year nor more than 7 years~~
13 ~~and 6 months or both~~ is guilty of a Class H felony.

14 ~~*-4548/2.231* *-3266/P1.131*~~ **SECTION 474.** 450.15 (2) of the statutes is
15 amended to read:

16 450.15 (2) Any person who violates this section ~~may be fined not less than \$100~~
17 ~~nor more than \$1,000 or imprisoned for not less than one year nor more than 7 years~~
18 ~~and 6 months or both~~ is guilty of a Class H felony.

19 ~~*-4548/2.232* *-3266/P1.132*~~ **SECTION 475.** 551.58 (1) of the statutes is
20 amended to read:

21 551.58 (1) Any person who wilfully violates any provision of this chapter except
22 s. 551.54, or any rule under this chapter, or any order of which the person has notice,
23 or who violates s. 551.54 knowing or having reasonable cause to believe that the
24 statement made was false or misleading in any material respect, ~~may be fined not~~
25 ~~more than \$5,000 or imprisoned for not more than 7 years and 3 months or both~~ is

1 guilty of a Class H felony. Each of the acts specified shall constitute a separate
2 offense and a prosecution or conviction for any one of such offenses shall not bar
3 prosecution or conviction for any other offense.

4 *~~4548/2.233~~* *~~3266/P1.133~~* SECTION 476. 552.19 (1) of the statutes is
5 amended to read:

6 552.19 (1) Any person, including a controlling person of an offeror or target
7 company, who wilfully violates this chapter or any rule under this chapter, or any
8 order of which the person has notice, ~~may be fined not more than \$5,000 or~~
9 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
10 felony. Each of the acts specified constitutes a separate offense and a prosecution or
11 conviction for any one of the offenses does not bar prosecution or conviction for any
12 other offense.

13 *~~4548/2.234~~* *~~3266/P1.134~~* SECTION 477. 553.52 (1) of the statutes is
14 amended to read:

15 553.52 (1) Any person who wilfully violates s. 553.41 (2) to (5) or any order of
16 which the person has notice, or who violates s. 553.41 (1) knowing or having
17 reasonable cause to believe either that the statement made was false or misleading
18 in any material respect or that the failure to report a material event under s. 553.31
19 (1) was false or misleading in any material respect, ~~may be fined not more than~~
20 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a
21 Class G felony. Each of the acts specified is a separate offense, and a prosecution or
22 conviction for any one of those offenses does not bar prosecution or conviction for any
23 other offense.

24 *~~4548/2.235~~* *~~3266/P1.135~~* SECTION 478. 553.52 (2) of the statutes is
25 amended to read:

1 553.52 (2) Any person who employs, directly or indirectly, any device, scheme
2 or artifice to defraud in connection with the offer or sale of any franchise or engages,
3 directly or indirectly, in any act, practice, or course of business which operates or
4 would operate as a fraud or deceit upon any person in connection with the offer or
5 sale of any franchise ~~shall be fined not more than \$5,000 or imprisoned for not more~~
6 ~~than 7 years and 6 months or both~~ is guilty of a Class G felony.

7 *~~4549/3.3~~* SECTION 479. 560.01 (4) of the statutes is created to read:

8 560.01 (4) GRANTS MANAGEMENT OFFICE. (a) The department shall establish and
9 operate a grants management office for all of the following purposes:

- 10 1. To identify public and private sources of grants. *and state*
11 2. To serve as a clearinghouse for federal grants and privately funded grants.
12 3. To offer to governmental agencies, nonprofit organizations, school boards,
13 operators of charter schools, and governing bodies of private schools training and
14 assistance in pursuing grants.

15 (b) The grants management office shall be staffed by a grants management
16 specialist.

17 *~~4498/1.3~~* SECTION 480. 560.17 (5c) (a) 3. of the statutes is amended to read:

18 560.17 (5c) (a) 3. The grant proceeds will be used to pay for services related to
19 the start-up, modernization, or expansion of the dairy farm or other agricultural
20 business, or for management assistance, ~~as defined in s. 560.20 (1) (ef),~~ continuing
21 after the completion of the start-up, modernization, or expansion of the dairy farm
22 or other agricultural business.

23 *~~4498/1.4~~* SECTION 481. 560.18 (1) of the statutes is renumbered 560.18 (1m)

24 and amended to read:

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11

1 560.18 (1m) From the appropriation under s. 20.143 (1) (t), the department
2 may award grants to nonprofit organizations, ~~as defined in s. 560.20 (1) (d)~~, to
3 develop forestry educational programs and instructional materials for use in the
4 public schools. The department may not award a grant unless it enters into a
5 memorandum of understanding with the grant recipient and the director of the
6 timber management program at the University of Wisconsin–Stevens Point
7 regarding the use of the funds.

8 *~~4498/1.5~~* SECTION 482. 560.18 (1c) of the statutes is created to read:

9 560.18 (1c) In this section, “nonprofit organization” means a nonprofit
10 corporation, as defined in s. 181.0103 (17), and any organization described in section
11 501 (c) (3) of the Internal Revenue Code that is exempt from federal income tax under
12 section 501 (a) of the Internal Revenue Code.

13 *~~4498/1.6~~* SECTION 483. 560.18 (2) of the statutes is amended to read:

14 560.18 (2) The recipient of a grant under sub. ~~(1)~~ (1m) shall submit the
15 programs and materials developed with the funds to the department and the director
16 of the timber management program at the University of Wisconsin–Stevens Point
17 College of Natural Resources for approval. Upon request, the grant recipient shall
18 provide approved programs and materials to school districts free of charge.

19 *~~4498/1.7~~* SECTION 484. 560.20 (title) of the statutes is repealed.

20 *~~4498/1.8~~* SECTION 485. 560.20 (1) (intro.) of the statutes is repealed.

21 *~~4498/1.9~~* SECTION 486. 560.20 (1) (a) of the statutes is renumbered 560.21

22 (1) (a).

23 *~~4498/1.10~~* SECTION 487. 560.20 (1) (b) of the statutes is renumbered 560.21

24 (1) (b).

25 *~~4498/1.11~~* SECTION 488. 560.20 (1) (c) of the statutes is repealed.

1 *~~4498/1.12~~* **SECTION 489.** 560.20 (1) (cf) of the statutes is renumbered 560.17

2 (1) (br).

3 *~~4498/1.13~~* **SECTION 490.** 560.20 (1) (cm) of the statutes is repealed.

4 *~~4498/1.14~~* **SECTION 491.** 560.20 (1) (d) of the statutes is repealed.

5 *~~4498/1.15~~* **SECTION 492.** 560.20 (1) (e) of the statutes is repealed.

6 *~~4498/1.16~~* **SECTION 493.** 560.20 (1) (f) of the statutes is repealed.

7 *~~4498/1.17~~* **SECTION 494.** 560.20 (1) (g) of the statutes is repealed.

8 *~~4498/1.18~~* **SECTION 495.** 560.20 (1m) of the statutes is repealed.

9 *~~4498/1.19~~* **SECTION 496.** 560.20 (2) of the statutes is repealed.

10 *~~4498/1.20~~* **SECTION 497.** 560.20 (3) (a) of the statutes is repealed.

11 *~~4498/1.21~~* **SECTION 498.** 560.20 (3) (b) of the statutes is repealed.

12 *~~4498/1.22~~* **SECTION 499.** 560.20 (3) (c) of the statutes is repealed.

13 *~~4498/1.23~~* **SECTION 500.** 560.20 (3) (cm) of the statutes is repealed.

14 *~~4498/1.24~~* **SECTION 501.** 560.20 (3) (d) of the statutes is repealed.

15 *~~4498/1.25~~* **SECTION 502.** 560.20 (3) (e) of the statutes is repealed.

16 *~~4498/1.26~~* **SECTION 503.** 560.20 (3) (f) (intro.) and 4. of the statutes are
17 consolidated, renumbered 560.21 (2) and amended to read:

18 560.21 (2) The department shall ~~do all of the following:~~ 4. Deposit deposit in
19 the appropriation account under s. 20.143 (1) (in) general fund all interest and
20 principal received in repayment of loans under ~~this subsection s. 560.20 (3), 1999~~
21 stats., any proceeds from equity investments made by the community development
22 finance company under s. 234.965, 1991 stats., that are received by the department
23 or the community development finance company, and any unencumbered grant
24 funds returned to the department under 1993 Wisconsin Act 437, section 9115 (1t).

25 *~~4498/1.27~~* **SECTION 504.** 560.20 (3) (f) 1. of the statutes is repealed.

1 *~~4498/1.28~~* SECTION 505. 560.20 (3) (f) 2. of the statutes is repealed.

2 *~~4498/1.29~~* SECTION 506. 560.20 (3) (f) 3. of the statutes is repealed.

3 *~~4498/1.30~~* SECTION 507. 560.20 (3) (g) of the statutes is repealed.

4 *~~4498/1.31~~* SECTION 508. 560.20 (3) (h) of the statutes is renumbered 560.21

5 (3).

6 *~~4498/1.32~~* SECTION 509. 560.21 of the statutes is created to read:

7 **560.21 General fund deposit. (1)** In this section:

8 *~~4548/2.236~~* *~~3266/P1.136~~* SECTION 510. 562.13 (3) of the statutes is
9 amended to read:

10 562.13 (3) Whoever violates s. 562.11 (2) or (3) may be fined not more than
11 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class I felony.

12 *~~4548/2.237~~* *~~3266/P1.137~~* SECTION 511. 562.13 (4) of the statutes is
13 amended to read:

14 562.13 (4) Whoever violates s. 562.09, 562.105, 562.11 (4) or 562.12 may be
15 ~~fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months~~
16 ~~or both~~ is guilty of a Class H felony.

17 *~~4548/2.238~~* *~~3266/P1.138~~* SECTION 512. 565.50 (2) of the statutes is
18 amended to read:

19 565.50 (2) Any person who alters or forges a lottery ticket or share or
20 intentionally utters or transfers an altered or forged lottery ticket or share shall be
21 ~~fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months~~
22 ~~or both~~ is guilty of a Class I felony.

23 *~~4548/2.239~~* *~~3266/P1.139~~* SECTION 513. 565.50 (3) of the statutes is
24 amended to read:

1 565.50 (3) Any person who possesses an altered or forged lottery ticket or share
2 with intent to defraud shall be fined not more than \$10,000 or imprisoned for not
3 more than ~~3 years~~ 9 months or both.

4 *~~4548/2.240~~* *~~3266/P1.140~~* **SECTION 514.** 601.64 (4) of the statutes is
5 amended to read:

6 601.64 (4) CRIMINAL PENALTY. Whoever intentionally violates or intentionally
7 permits any person over whom he or she has authority to violate or intentionally aids
8 any person in violating any insurance statute or rule of this state, s. 149.13 or
9 149.144 or any effective order issued under s. 601.41 (4) ~~may is guilty of a Class I~~
10 felony, unless a specific penalty is provided elsewhere in the statutes, ~~be fined not~~
11 ~~more than \$10,000 if a corporation or if a natural person be fined not more than~~
12 ~~\$5,000 or imprisoned for not more than 4 years and 6 months or both.~~ Intent has the
13 meaning expressed under s. 939.23.

14 *~~4548/2.241~~* *~~3266/P1.141~~* **SECTION 515.** 641.19 (4) (a) of the statutes is
15 amended to read:

16 641.19 (4) (a) Any person who wilfully violates or fails to comply with any
17 provision of this chapter or the rules promulgated thereunder or who, knowingly,
18 makes a false statement, a false representation of a material fact, or who fails to
19 disclose a material fact in any registration, examination, statement or report
20 required under this chapter or the rules promulgated thereunder, ~~may be fined not~~
21 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both is~~
22 guilty of a Class H felony.

23 *~~4548/2.242~~* *~~3266/P1.142~~* **SECTION 516.** 641.19 (4) (b) of the statutes is
24 amended to read:

1 641.19 (4) (b) Any person who embezzles, steals, or unlawfully and wilfully
2 abstracts or converts to his or her own use or to the use of another, any of the moneys,
3 funds, securities, premiums, credits, property, or other assets of any employee
4 welfare fund, or of any fund connected therewith, ~~shall be fined not more than~~
5 ~~\$10,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a
6 Class H felony.

7 *~~4548/2.243~~* *~~0590/P5.28~~* SECTION 517. 753.061 (2m) of the statutes is
8 amended to read:

9 753.061 (2m) The chief judge of the 1st judicial administrative district is
10 authorized to designate 4 circuit court branches to primarily handle violent crime
11 cases that involve a violation of s. 939.63, if a felony is committed while armed, and
12 of ss. 940.01 to 940.03, 940.05, 940.06, 940.225, 943.23 (1g), ~~(1m)~~ and ~~(1r)~~ and 943.32
13 (2). If the circuit court branches are designated under this subsection, 2 shall begin
14 to primarily handle violent crime cases on September 1, 1991, and 2 shall begin to
15 primarily handle violent crime cases on August 1, 1992.

16 *~~4548/2.244~~* *~~3266/P1.143~~* SECTION 518. 765.30 (1) (intro.) of the statutes
17 is amended to read:

18 765.30 (1) (intro.) The following shall may be fined not less than ~~\$200~~ nor more
19 than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

20 *~~4548/2.245~~* *~~3266/P1.144~~* SECTION 519. 765.30 (2) (intro.) of the statutes
21 is amended to read:

22 765.30 (2) (intro.) The following shall may be fined not less than ~~\$100~~ nor more
23 than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

24 *~~4548/2.246~~* SECTION 520. 767.242 (8) of the statutes is amended to read:

1 767.242 (8) PENALTY. Whoever intentionally violates an injunction issued
2 under sub. (5) (b) 2. c. ~~may be fined not more than \$10,000 or imprisoned for not more~~
3 ~~than 2 years or both~~ is guilty of a Class I felony.

4 *~~4548/2.247~~* *~~3266/P1.145~~* SECTION 521. 768.07 of the statutes is
5 amended to read:

6 **768.07 Penalty.** Any person who violates any provision of this chapter may
7 be fined not less than \$100 nor more than \$1,000 \$10,000 or imprisoned for not more
8 than ~~2 years~~ 9 months or both.

9 *~~4548/2.248~~* *~~3266/P1.146~~* SECTION 522. 783.07 of the statutes is
10 amended to read:

11 **783.07 Fine or imprisonment.** Whenever a peremptory mandamus ~~shall be~~
12 is directed to any public officer, body, board or person, commanding the performance
13 of any duty specially enjoined by law, ~~if it shall appear to the court that such~~ and the
14 officer or person or any member of ~~such~~ the body or board has, without just excuse,
15 refused or neglected to perform the duty so enjoined ~~the court may impose a fine, not~~
16 ~~exceeding \$5,000, upon every such,~~ the officer, person or member of ~~such~~ the body or
17 board, ~~or sentence the officer, person or member to imprisonment for not more than~~
18 ~~7 years and 6 months~~ is guilty of a Class H felony.

19 *~~4548/2.249~~* *~~2889/P3.11~~* SECTION 523. 801.50 (5) of the statutes is
20 amended to read:

21 801.50 (5) Venue of an action for certiorari to review a probation, extended
22 supervision or parole revocation, a denial by a program review committee under s.
23 302.113 (9g) of a petition for modification of a bifurcated sentence, or a refusal of
24 parole ~~by certiorari~~ shall be the county in which the relator was last convicted of an