

1 addition, the court may revoke the license or licenses of the person or persons
2 convicted.

3 ~~*-4548/2.119*~~ ~~*-3266/P1.88*~~ **SECTION 344.** 180.0129 (2) of the statutes is
4 amended to read:

5 180.0129 (2) Whoever violates this section ~~may be fined not more than \$10,000~~
6 ~~or imprisoned for not more than 3 years or both~~ is guilty of a Class I felony.

7 ~~*-4548/2.120*~~ ~~*-3266/P1.89*~~ **SECTION 345.** 181.0129 (2) of the statutes is
8 amended to read:

9 181.0129 (2) PENALTY. Whoever violates this section ~~may be fined not more~~
10 ~~than \$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class I
11 felony.

12 ~~*-4548/2.121*~~ ~~*-3266/P1.90*~~ **SECTION 346.** 185.825 of the statutes is
13 amended to read:

14 **185.825 Penalty for false document.** Whoever causes a document to be
15 filed, knowing it to be false in any material respect, ~~may be fined not more than~~
16 ~~\$1,000 or imprisoned for not more than 4 years and 6 months or both~~ is guilty of a
17 Class I felony.

18 ~~*-4548/2.122*~~ ~~*-3266/P1.91*~~ **SECTION 347.** 201.09 (2) of the statutes is
19 amended to read:

20 201.09 (2) Every director, president, secretary or other official or agent of any
21 public service corporation, who shall practice fraud or knowingly make any false
22 statement to secure a certificate of authority to issue any security, or issue under a
23 certificate so obtained and with knowledge of such fraud, or false statement, or
24 negotiate, or cause to be negotiated, any security, in violation of this chapter, shall

1 ~~be fined not less than \$500 or imprisoned for not less than one year nor more than~~
2 ~~15 years or both~~ is guilty of a Class I felony.

3 *~~4548/2.123~~* *~~3266/P1.92~~* **SECTION 348.** 214.93 of the statutes is amended
4 to read:

5 **214.93 False statements.** A person may not knowingly make, cause, or allow
6 another person to make or cause to be made, a false statement, under oath if required
7 by this chapter or on any report or statement required by the division or by this
8 chapter. In addition to any forfeiture under s. 214.935, a person who violates this
9 section ~~may be imprisoned for not more than 30 years~~ is guilty of a Class F felony.

10 *~~4548/2.124~~* *~~3266/P1.93~~* **SECTION 349.** 215.02 (6) (b) of the statutes is
11 amended to read:

12 215.02 (6) (b) If any person mentioned in par. (a) discloses the name of any
13 debtor of any association or any information about the private account or
14 transactions of such association, discloses any fact obtained in the course of any
15 examination of any association, or discloses examination or other confidential
16 information obtained from any state or federal regulatory authority, including an
17 authority of this state or another state, for financial institutions, mortgage bankers,
18 insurance or securities, except as provided in par. (a), he or she is guilty of a Class
19 I felony and shall forfeit his or her office or position and ~~may be fined not less than~~
20 ~~\$100 nor more than \$1,000 or imprisoned for not less than 6 months nor more than~~
21 ~~3 years or both.~~

22 *~~4548/2.125~~* *~~3266/P1.94~~* **SECTION 350.** 215.12 of the statutes is amended
23 to read:

24 **215.12 Penalty for dishonest acts; falsification of records.** Every officer,
25 director, employee or agent of any association who steals, abstracts, or wilfully

1 misapplies any property of the association, whether owned by it or held in trust, or
2 who, without authority, issues or puts forth any certificate of savings accounts,
3 assigns any note, bond, mortgage, judgment or decree, or, who makes any false entry
4 in any book, record, report or statement of the association with intent to injure or
5 defraud the association or any person or corporation, or to deceive any officer or
6 director of the association, or any other person, or any agent appointed to examine
7 the affairs of such association, or any person who, with like intent, aids or abets any
8 officer, director, employee or agent in the violation of this section, ~~shall be imprisoned~~
9 ~~in the Wisconsin state prisons for not more than 30 years~~ is guilty of a Class F felony.

10 *~~4548/2.126~~* *~~3266/P1.95~~* **SECTION 351.** 215.21 (21) of the statutes is
11 amended to read:

12 215.21 (21) PENALTY FOR GIVING OR ACCEPTING MONEY FOR LOANS. Every officer,
13 director, employee or agent of any association, or any appraiser making appraisals
14 for any association, who accepts or receives, or offers or agrees to accept or receive
15 anything of value in consideration of its loaning any money to any person; or any
16 person who offers, gives, presents or agrees to give or present anything of value to
17 any officer, director, employee or agent of any association or to any appraiser making
18 appraisals for any association in consideration of its loaning money to the person,
19 ~~shall be fined not more than \$10,000 or imprisoned in the Wisconsin state prisons~~
20 ~~for not more than 3 years or both~~ is guilty of a Class I felony. Nothing in this
21 subsection prohibits an association from employing an officer, employee or agent to
22 solicit mortgage loans and to pay the officer, employee or agent on a fee basis.

23 *~~4548/2.127~~* *~~3266/P1.96~~* **SECTION 352.** 218.21 (7) of the statutes is
24 amended to read:

1 218.21 (7) Any person who knowingly makes a false statement in an
2 application for a motor vehicle salvage dealer license ~~may be fined not more than~~
3 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a
4 Class H felony.

5 *~~4548/2.128~~* *~~3266/P1.97~~* **SECTION 353.** 220.06 (2) of the statutes is
6 amended to read:

7 220.06 (2) If any employee in the division or any member of the banking review
8 board or any employee thereof discloses the name of any debtor of any bank or
9 licensee, or anything relative to the private account or transactions of such bank or
10 licensee, or any fact obtained in the course of any examination of any bank or
11 licensee, except as herein provided, that person is guilty of a Class I felony and shall
12 be subject, upon conviction, to forfeiture of office or position and may be fined not less
13 than \$100 nor more than \$1,000 or imprisoned for not less than 6 months nor more
14 than 3 years or both.

15 *~~4548/2.129~~* *~~3266/P1.98~~* **SECTION 354.** 221.0625 (2) (intro.) of the
16 statutes is amended to read:

17 221.0625 (2) PENALTY. (intro.) An officer or director of a bank who, in violation
18 of this section, directly or indirectly does any of the following ~~may be imprisoned for~~
19 ~~not more than 15 years~~ is guilty of a Class F felony:

20 *~~4548/2.130~~* *~~3266/P1.99~~* **SECTION 355.** 221.0636 (2) of the statutes is
21 amended to read:

22 221.0636 (2) PENALTY. Any person who violates sub. (1) ~~may be imprisoned for~~
23 ~~not more than 30 years~~ is guilty of a Class H felony.

24 *~~4548/2.131~~* *~~3266/P1.100~~* **SECTION 356.** 221.0637 (2) of the statutes is
25 amended to read:

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

4 *~~4548/2.132~~* *~~3266/P1.101~~* **SECTION 357.** 221.1004 (2) of the statutes is
5 amended to read:

6 221.1004 (2) PENALTIES. Any person who violates sub. (1) ~~may be fined not less~~
7 ~~than \$1,000 nor more than \$5,000 or imprisoned for not less than one year nor more~~
8 ~~than 15 years or both~~ is guilty of a Class F felony.

9 *~~4548/2.133~~* *~~3361/P2.10~~* **SECTION 359.** 227.01 (13) (sm) of the statutes is
10 created to read:

11 227.01 (13) (sm) Establishes sentencing guidelines under s. 973.30 (1) (c).

12 *~~4548/2.134~~* *~~3361/P2.11~~* **SECTION 363.** 230.08 (2) (L) 6. of the statutes is
13 created to read:

14 230.08 (2) (L) 6. Sentencing commission.

15 *~~4548/2.135~~* *~~3361/P2.12~~* **SECTION 364.** 230.08 (2) (of) of the statutes is
16 created to read:

17 230.08 (2) (of) The executive director of the sentencing commission.

18 *~~b2279/1.4~~* **SECTION 365b.** 230.08 (2) (y) of the statutes is repealed.

19 *~~b2297/1.4~~* **SECTION 365d.** 230.35 (1m) (a) 2. of the statutes is amended to
20 read:

21 230.35 (1m) (a) 2. A position designated in s. 19.42 (10) (L) or 20.923 (4), (7),
22 (8), and (9).

23 *~~b2297/1.4~~* **SECTION 365g.** 230.35 (2) of the statutes is amended to read:

24 230.35 (2) Leave of absence with pay owing to sickness and leave of absence
25 without pay, other than annual leave and leave under s. 103.10, shall be regulated

1 by rules of the secretary, except that unused sick leave shall accumulate from year
2 to year. After July 1, 1973, employees appointed to career executive positions under
3 the program established under s. 230.24 or positions designated in s. 19.42 (10) (L)
4 or 20.923 (4), ~~(7)~~, (8), and (9) or authorized under s. 230.08 (2) (e) shall have any
5 unused sick leave credits restored if they are reemployed in a career executive
6 position or in a position under s. 19.42 (10) (L) or 20.923 (4), ~~(7)~~, (8), and (9) or
7 authorized under s. 230.08 (2) (e), regardless of the duration of their absence.
8 Restoration of unused sick leave credits if reemployment is to a position other than
9 those specified above shall be in accordance with rules of the secretary.

10 ***-4528/P1.5* SECTION 366.** 234.165 (2) (c) (intro.) of the statutes is amended
11 to read:

12 234.165 (2) (c) (intro.) ~~Surplus~~ Except as provided in sub. (3), surplus may be
13 expended or encumbered only in accordance with the plan approved under par. (b),
14 except that the authority may transfer from one plan category to another:

15 ***b2268/1.3* SECTION 366c.** 234.165 (2) (c) (intro.) of the statutes, as affected
16 by 2001 Wisconsin Act (this act), is amended to read:

17 234.165 (2) (c) (intro.) ~~Except as provided in sub. (3), surplus~~ Surplus may be
18 expended or encumbered only in accordance with the plan approved under par. (b),
19 except that the authority may transfer from one plan category to another:

20 ***-4528/P1.6* SECTION 367.** 234.165 (3) of the statutes is created to read:

21 234.165 (3) For the purpose of housing grants and loans under s. 16.33 and
22 housing organization grants under s. 16.336, in fiscal year 2001–02 the authority
23 shall transfer to the department of administration \$1,500,000 of its surplus and in
24 fiscal year 2002–03 the authority shall transfer to the department of administration
25 \$3,300,300 of its surplus. The department of administration shall credit all moneys

1 transferred under this subsection to the appropriation account under s. 20.505 (7)
2 (j).

3 ***b2268/1.5* SECTION 367c.** 234.165 (3) of the statutes, as created by 2001
4 Wisconsin Act (this act), is repealed.

5 ***-4570/3.2* SECTION 368.** 250.15 of the statutes is repealed.

6 ***-4548/2.136* *-3266/P1.102* SECTION 369.** 253.06 (4) (b) of the statutes is
7 amended to read:

8 253.06 (4) (b) A person who violates any provision of this subsection ~~may be~~
9 ~~fined not more than \$10,000 or imprisoned for not more than 3 years, or both, is guilty~~
10 ~~of a Class I felony~~ for the first offense and may be fined not more than \$10,000 or
11 ~~imprisoned for not more than 7 years and 6 months, or both, is guilty of a Class H~~
12 ~~felony~~ for the 2nd or subsequent offense.

13 ***-4548/2.137* *-3266/P1.103* SECTION 370.** 285.87 (2) (b) of the statutes is
14 amended to read:

15 285.87 (2) (b) If the conviction under par. (a) is for a violation committed after
16 another conviction under par. (a), the person ~~shall is guilty of a Class I felony, except~~
17 ~~that, notwithstanding the maximum fine specified in s. 939.50 (3) (i), the person may~~
18 be fined not more than \$50,000 per day of violation ~~or imprisoned for not more than~~
19 ~~3 years or both.~~

20 ***b2252/2.3* SECTION 370e.** 287.03 (1) (e) of the statutes is created to read:

21 287.03 (1) (e) Promulgate rules to implement s. 287.07 (7) (a) and (10) (a).

22 ***b2252/2.3* SECTION 370f.** 287.07 (7) (a) of the statutes is amended to read:

23 287.07 (7) (a) The prohibitions in subs. (3) and (4) do not apply with respect to
24 solid waste, except medical waste, as defined in par. (c) 1. ~~cg., that is generated in a~~
25 ~~region that has an effective recycling program, as determined under s. 287.11 if the~~

1 solid waste contains no more than an incidental amount of materials specified in
2 subs. (3) and (4), as provided by the department by rule. This paragraph does not
3 apply to solid waste that is separated for recycling as part of an effective recycling
4 program under s. 287.11.

5 ***b2252/2.3* SECTION 370g.** 287.07 (9) of the statutes is created to read:

6 287.07 (9) ACCEPTANCE BY SOLID WASTE FACILITY. (a) Except as provided under
7 pars. (b) and (c), no person operating a solid waste facility may accept solid waste
8 from a building containing 5 or more dwelling units or a commercial, retail,
9 industrial, or governmental facility that does not provide for the collection of
10 materials that are subject to subs. (3) and (4) and that are separated from other solid
11 waste by users or occupants of the building or facility.

12 (b) The department may grant exceptions to par. (a) on a case-by-case basis
13 as necessary to protect public health.

14 (c) 1. Paragraph (a) does not apply to a person operating a solid waste facility
15 if the person has implemented a program to minimize the acceptance of recyclable
16 materials at the solid waste facility, and the program complies with the rules
17 promulgated under subd. 2.

18 2. The department shall promulgate rules that specify minimum standards for
19 a program that minimizes the acceptance of recyclable materials at a solid waste
20 facility for the purposes of subd. 1.

21 ***b2252/2.3* SECTION 370h.** 287.07 (10) of the statutes is created to read:

22 287.07 (10) TRANSPORTATION TO FACILITY. (a) Except as provided in par. (b), no
23 person operating a solid waste facility that provides a collection and transportation
24 service may transport solid waste for delivery to a solid waste disposal facility or a
25 solid waste treatment facility that converts solid waste into fuel or that burns solid

1 waste if the solid waste contains more than incidental amounts of materials specified
2 in subs. (3) and (4), as provided by the department by rule.

3 (b) Paragraph (a) does not apply with respect to solid waste to which the
4 prohibitions in subs. (3) and (4) do not apply because of sub. (7) (b), (bg), (c) 2., (d),
5 (f), (g), or (h).

6 ***b2252/2.3* SECTION 370j.** 287.23 (5b) (intro.) of the statutes is amended to
7 read:

8 287.23 (5b) GRANT AWARD FOR 2000 TO 2003. (intro.) ~~The~~ For 2000 to 2003, the
9 department shall award a grant under this subsection to each eligible responsible
10 unit that submits a complete grant application under sub. (4) for expenses allowable
11 under sub. (3) (b). The department shall determine the amount of the grants under
12 this subsection as follows:

13 ***b2252/2.3* SECTION 370k.** 287.23 (5d) of the statutes is created to read:

14 287.23 (5d) GRANT AMOUNT FOR YEARS AFTER 2003. (a) Beginning with grants for
15 the year 2004, the department shall award a grant under this subsection to each
16 eligible responsible unit that submits a complete grant application under sub. (4) for
17 expenses allowable under sub. (3) (b).

18 (b) Except as provided in pars. (c), (d), and (e) and sub. (5p), the department
19 shall award an eligible responsible unit a grant under this subsection equal to the
20 population of the responsible unit times an amount that is the same for each
21 responsible unit and that the department determines will result in distributing as
22 much as possible of the amount appropriated under s. 20.370 (6) (bu), taking into
23 account pars. (c), (d), and (e) and sub. (5p).

1 (c) A grant under this subsection may not exceed the allowable expenses under
2 sub. (3) (b) that the responsible unit incurred in the year 2 years before the year for
3 which the grant is made.

4 (d) For a county that is the responsible unit for at least 75% of the population
5 of the county, the department shall award a grant under this subsection equal to the
6 greater of \$100,000 or the amount determined under par. (a), but not more than the
7 allowable expenses under sub. (3) (b).

8 (e) For grants for the year 2004, the department shall award a grant to a
9 responsible unit that received an award in 2003 that is equal to at least 80% of the
10 amount received in 2003.

11 ***b2252/2.3* SECTION 370L.** 287.95 (3) (b) of the statutes is amended to read:

12 287.95 (3) (b) After December 31, 1996, any person who violates s. 287.07 (3)
13 ~~and, (4), (9), or (10)~~ may be required to forfeit \$50 for a first violation, may be required
14 to forfeit \$200 for a 2nd violation, and may be required to forfeit not more than \$2,000
15 for a 3rd or subsequent violation.

16 ***-4548/2.138* *-3266/P1.104* SECTION 371.** 291.97 (2) (b) (intro.) of the
17 statutes is amended to read:

18 291.97 (2) (b) (intro.) Any person who wilfully does any of the following ~~shall~~
19 is guilty of a Class H felony, except that, notwithstanding the maximum fine specified
20 in s. 939.50 (3) (h), the person may be fined not less than \$1,000 nor more than
21 \$100,000 or imprisoned for not more than 7 years and 6 months or both:

22 ***-4548/2.139* *-3266/P1.105* SECTION 372.** 291.97 (2) (c) 1. and 2. of the
23 statutes are amended to read:

24 291.97 (2) (c) 1. For a 2nd or subsequent violation under par. (a), a person ~~shall~~
25 is guilty of a Class I felony, except that, notwithstanding the maximum fine specified

1 in s. 939.50 (3) (i), the person may be fined not less than \$1,000 nor more than \$50,000
2 or imprisoned for not more than 2 years or both.

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

7 *~~4548/2.140~~* *~~3266/P1.106~~* **SECTION 373.** 299.53 (4) (c) 2. of the statutes
8 is amended to read:

9 299.53 (4) (c) 2. Any person who intentionally makes any false statement or
10 representation in complying with sub. (2) (a) shall be fined not more than \$25,000
11 or imprisoned for not more than one year in the county jail or both. For a 2nd or
12 subsequent violation, the person ~~shall~~ is guilty of a Class I felony, except that,
13 notwithstanding the maximum fine specified in s. 939.50 (3) (i), the person may be
14 fined not more than \$50,000 or imprisoned for not more than 3 years or both.

15 *~~4548/2.141~~* *~~2889/P3.1~~* **SECTION 375.** 301.035 (2) of the statutes is
16 amended to read:

17 301.035 (2) Assign hearing examiners from the division to preside over
18 hearings under ss. 302.11 (7), 302.113 (9), 302.114 (9), 938.357 (5), 973.10 and 975.10
19 (2) and ch. 304.

20 *~~4548/2.142~~* *~~2889/P3.2~~* **SECTION 376.** 301.035 (4) of the statutes is
21 amended to read:

22 301.035 (4) Supervise employees in the conduct of the activities of the division
23 and be the administrative reviewing authority for decisions of the division under ss.
24 302.11 (7), 302.113 (9), 302.114 (9), 938.357 (5), 973.10, 973.155 (2) and 975.10 (2) and
25 ch. 304.

1 *~~4548/2.143~~* **SECTION 377.** 301.048 (2) (bm) 1. a. of the statutes is amended
2 to read:

3 301.048 (2) (bm) 1. a. A crime specified in s. 940.19 (3), 1999 stats., s. 940.195
4 (3), 1999 stats., s. 943.23 (1m), 1999 stats., or s. 943.23 (1r), 1999 stats., or s. 940.01,
5 940.02, 940.03, 940.05, 940.06, 940.08, 940.09, 940.10, 940.19 (3), (4) or (5), 940.195
6 (3), (4) or (5), 940.20, 940.201, 940.203, 940.21, 940.225 (1) to (3), 940.23, 940.285 (2)
7 (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
8 (1) to (3), 941.20 (2) or (3), 941.26, 941.30, 941.327, 943.01 (2) (c), 943.011, 943.013,
9 943.02, 943.04, 943.06, 943.10 (2), 943.23 (1g), (1m) or (1r), 943.30, 943.32, 946.43,
10 947.015, 948.02 (1) or (2), 948.025, 948.03, 948.04, 948.05, 948.06, 948.07, 948.08, or
11 948.30.

12 *~~b2296/2.8~~* **SECTION 377g.** 301.26 (2) (c) of the statutes is amended to read:

13 301.26 (2) (c) All funds to counties under this section shall be used to purchase
14 or provide juvenile delinquency–related services under ch. 938 and to make
15 payments for the Youth Challenge program under s. 21.26 (3), except that no funds
16 to counties under this section may be used for purposes of land purchase, building
17 construction or maintenance of buildings under s. 46.17, 46.175 or 301.37, for
18 reimbursement of costs under s. 938.209, for city lockups or for reimbursement of
19 care costs in temporary shelter care under s. 938.22. Funds to counties under this
20 section may be used for reimbursement of costs of program services, other than basic
21 care and supervision costs, in juvenile secure detention facilities.

22 *~~4548/2.144~~* **SECTION 378.** 301.26 (4) (cm) 1. of the statutes is amended to
23 read:

24 301.26 (4) (cm) 1. Notwithstanding pars. (a), (b) and (bm), the department shall
25 transfer funds from the appropriation under s. 20.410 (3) (cg) to the appropriations

1 under s. 20.410 (3) (hm), (ho) and (hr) for the purpose of reimbursing secured
2 correctional facilities, secured child caring institutions, alternate care providers,
3 aftercare supervision providers and corrective sanctions supervision providers for
4 costs incurred beginning on July 1, 1996, for the care of any juvenile 14 years of age
5 or over who has been placed in a secured correctional facility based on a delinquent
6 act that is a violation of s. 943.23 (1m) or (1r), 1999 stats., s. 948.35, 1999 stats., or
7 s. 948.36, 1999 stats., or s. 939.31, 939.32 (1) (a), 940.03, 940.21, 940.225 (1), 940.305,
8 940.31, 941.327 (2) (b) 4., 943.02, 943.10 (2), 943.23 (1g), (1m) or (1r), 943.32 (2),
9 948.02 (1), 948.025, (1), or 948.30 (2), 948.35 (1) (b) or 948.36 and for the care of any
10 juvenile 10 years of age or over who has been placed in a secured correctional facility
11 or secured child caring institution for attempting or committing a violation of s.
12 940.01 or for committing a violation of s. 940.02 or 940.05.

13 *~~4548/2.145~~* **SECTION 379.** 301.45 (6) (a) 2. of the statutes is amended to read:

14 301.45 (6) (a) 2. For a 2nd or subsequent offense, the person ~~may be fined not~~
15 ~~more than \$10,000 or imprisoned for not more than 5 years or both~~ is guilty of a Class
16 H felony. For purposes of this subdivision, an offense is a 2nd or subsequent offense
17 if, prior to committing the offense, the person has at any time been convicted of
18 knowingly failing to comply with any requirement to provide information under
19 subs. (2) to (4).

20 *~~4548/2.146~~* **SECTION 380.** 302.045 (3) of the statutes is amended to read:

21 302.045 (3) PAROLE ELIGIBILITY. Except as provided in sub. (4), if the department
22 determines that an inmate serving a sentence other than one imposed under s.
23 973.01 has successfully completed the challenge incarceration program, the parole
24 commission shall parole the inmate for that sentence under s. 304.06, regardless of
25 the time the inmate has served, ~~unless the person is serving a sentence imposed~~

1 ~~under s. 973.01.~~ When the parole commission grants parole under this subsection,
2 it must require the parolee to participate in an intensive supervision program for
3 drug abusers as a condition of parole.

4 *~~4548/2.147~~* *~~3266/P1.107~~* **SECTION 381.** 302.095 (2) of the statutes is
5 amended to read:

6 302.095 (2) Any officer or other person who delivers or procures to be delivered
7 or has in his or her possession with intent to deliver to any inmate confined in a jail
8 or state prison, or who deposits or conceals in or about a jail or prison, or the precincts
9 of a jail or prison, or in any vehicle going into the premises belonging to a jail or
10 prison, any article or thing whatever, with intent that any inmate confined in the jail
11 or prison shall obtain or receive the same, or who receives from any inmate any
12 article or thing whatever with intent to convey the same out of a jail or prison,
13 contrary to the rules or regulations and without the knowledge or permission of the
14 sheriff or other keeper of the jail, in the case of a jail, or of the warden or
15 superintendent of the prison, in the case of a prison, ~~shall be imprisoned for not more~~
16 ~~than 3 years or fined not more than \$500~~ is guilty of a Class I felony.

17 *~~4548/2.148~~* *~~0590/P5.13~~* **SECTION 382.** 302.11 (1g) (a) 2. of the statutes
18 is amended to read:

19 302.11 (1g) (a) 2. Any felony under s. 940.09 (1), 1999 stats., s. 943.23 (1m),
20 1999 stats., s. 948.35 (1) (b) or (c), 1999 stats., or s. 948.36, 1999 stats., or s. 940.02,
21 940.03, 940.05, 940.09 (1) (1c), 940.19 (5), 940.195 (5), 940.21, 940.225 (1) or (2),
22 940.305 (2), 940.31 (1) or (2) (b), 943.02, 943.10 (2), 943.23 (1g) or (1m), 943.32 (2),
23 946.43 (1m), 948.02 (1) or (2), 948.025, 948.03 (2) (a) or (c), 948.05, 948.06, 948.07,
24 948.08, or 948.30 (2), 948.35 (1) (b) or (c) or 948.36.

1 *~~4548/2.149~~* *~~3265/P1.2~~* **SECTION 384.** 302.11 (1p) of the statutes is
2 amended to read:

3 302.11 (1p) An inmate serving a term subject to s. 961.49 (2), 1999 stats., for
4 a crime committed before December 31, 1999, is entitled to mandatory release,
5 except the inmate may not be released before he or she has complied with s. 961.49
6 (2), 1999 stats.

7 *~~4548/2.150~~* **SECTION 385.** 302.11 (1z) of the statutes is amended to read:

8 302.11 (1z) An inmate who is sentenced to a term of confinement in prison
9 under s. 973.01 for a felony that is committed on or after December 31, 1999, is not
10 entitled under this section to mandatory release on parole under ~~this section that~~
11 sentence.

12 *~~4548/2.151~~* **SECTION 386.** 302.11 (3) of the statutes is amended to read:

13 302.11 (3) All consecutive sentences imposed for crimes committed before
14 December 31, 1999, shall be computed as one continuous sentence.

15 *~~4548/2.152~~* **SECTION 387.** 302.11 (7) (a) of the statutes is renumbered 302.11
16 (7) (am) and amended to read:

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

25 *~~4548/2.153~~* **SECTION 388.** 302.11 (7) (ag) of the statutes is created to read:

1 302.11 (7) (ag) In this subsection “reviewing authority” means the division of
2 hearings and appeals in the department of administration, upon proper notice and
3 hearing, or the department of corrections, if the parolee waives a hearing.

4 *~~4548/2.154~~* **SECTION 389.** 302.11 (7) (b) of the statutes is amended to read:

5 302.11 (7) (b) A parolee returned to prison for violation of the conditions of
6 parole shall be incarcerated for the entire period of time determined by the
7 ~~department of corrections in the case of a waiver or the division of hearings and~~
8 ~~appeals in the department of administration in the case of a hearing under par. (a),~~
9 reviewing authority unless paroled earlier under par. (c). The parolee is not subject
10 to mandatory release under sub. (1) or presumptive mandatory release under sub.
11 (1g). The period of time determined under par. ~~(a)~~ (am) may be extended in
12 accordance with subs. (1q) and (2).

13 *~~4548/2.155~~* **SECTION 390.** 302.11 (7) (d) of the statutes is amended to read:

14 302.11 (7) (d) A parolee who is subsequently released either after service of the
15 period of time determined by the ~~department of corrections in the case of a waiver~~
16 ~~or the division of hearings and appeals in the department of administration in the~~
17 ~~case of a hearing under par. (a)~~ reviewing authority or by a grant of parole under par.
18 (c) is subject to all conditions and rules of parole until expiration of sentence or
19 discharge by the department.

20 *~~4548/2.156~~* **SECTION 391.** 302.11 (7) (e) of the statutes is created to read:

21 302.11 (7) (e) A reviewing authority may consolidate proceedings before it
22 under par. (am) with other proceedings before that reviewing authority under par.
23 (am) or s. 302.113 (9) (am) or 302.114 (9) (am) if all of the proceedings relate to the
24 parole or extended supervision of the same person.

1 *~~4548/2.157~~* *~~3370/P2.1~~* **SECTION 392.** 302.113 (2) of the statutes is
2 amended to read:

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

8 *~~4548/2.158~~* **SECTION 393.** 302.113 (4) of the statutes is amended to read:

9 302.113 (4) All consecutive sentences imposed for crimes committed on or after
10 December 31, 1999, shall be computed as one continuous sentence. The person shall
11 serve any term of extended supervision after serving all terms of confinement in
12 prison.

13 *~~4548/2.159~~* *~~3370/P2.2~~* **SECTION 394.** 302.113 (7) of the statutes, as
14 affected by 2001 Wisconsin Act 16, is amended to read:

15 302.113 (7) Any inmate released to extended supervision under this section is
16 subject to all conditions and rules of extended supervision until the expiration of the
17 term of extended supervision portion of the bifurcated sentence. The department
18 may set conditions of extended supervision in addition to any conditions of extended
19 supervision required under s. 302.116, if applicable, or set by the court under sub.
20 (7m) or s. 973.01 (5) if the conditions set by the department do not conflict with the
21 court's conditions.

22 *~~4548/2.160~~* *~~3370/P2.3~~* **SECTION 395.** 302.113 (7m) of the statutes is
23 created to read:

1 302.113 (7m) (a) Except as provided in par. (e), a person subject to this section
2 or the department may petition the sentencing court to modify any conditions of
3 extended supervision set by the court.

4 (b) If the department files a petition under this subsection, it shall serve a copy
5 of the petition on the person who is the subject of the petition and, if the person is
6 represented by an attorney, on the person's attorney. If a person who is subject to this
7 section or his or her attorney files a petition under this subsection, the person or his
8 or her attorney shall serve a copy of the petition on the department. The court shall
9 serve a copy of a petition filed under this section on the district attorney. The court
10 may direct the clerk of the court to provide notice of the petition to a victim of a crime
11 committed by the person who is the subject of the petition.

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

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

20 (e) 1. An inmate may not petition the court to modify the conditions of extended
21 supervision earlier than one year before the date of the inmate's scheduled date of
22 release to extended supervision or more than once before the inmate's release to
23 extended supervision.

24 2. A person subject to this section may not petition the court to modify the
25 conditions of extended supervision within one year after the inmate's release to

1 extended supervision. If a person subject to this section files a petition authorized
2 by this subsection after his or her release from confinement, the person may not file
3 another petition until one year after the date of filing the former petition.

4 *~~4548/2.161~~* **SECTION 396.** 302.113 (8m) of the statutes is created to read:

5 302.113 (8m) (a) Every person released to extended supervision under this
6 section remains in the legal custody of the department. If the department alleges
7 that any condition or rule of extended supervision has been violated by the person,
8 the department may take physical custody of the person for the investigation of the
9 alleged violation.

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

19 *~~4548/2.162~~* *~~2889/P3.3~~* **SECTION 397.** 302.113 (9) (a) of the statutes is
20 renumbered 302.113 (9) (am) and amended to read:

21 302.113 (9) (am) If a person released to extended supervision under this section
22 violates a condition of extended supervision, ~~the division of hearings and appeals in~~
23 ~~the department of administration, upon proper notice and hearing, or the~~
24 ~~department of corrections, if the person on extended supervision waives a hearing,~~
25 reviewing authority may revoke the extended supervision of the person ~~and return~~

1 ~~the person to prison. If the extended supervision of the person is revoked, the person~~
2 ~~shall be returned to the circuit court for the county in which the person was convicted~~
3 ~~of the offense for which he or she was on extended supervision, and the court shall~~
4 ~~order the person to be returned to prison, he or she shall be returned to prison for any~~
5 specified period of time that does not exceed the time remaining on the bifurcated
6 sentence. The time remaining on the bifurcated sentence is the total length of the
7 bifurcated sentence, less time served by the person in ~~custody~~ confinement under the
8 sentence before release to extended supervision under sub. (2) and less all time
9 served in confinement for previous revocations of extended supervision under the
10 sentence. The ~~revocation court order returning a person to prison under this~~
11 ~~paragraph~~ shall provide the person ~~on~~ whose extended supervision was revoked with
12 credit in accordance with ss. 304.072 and 973.155.

13 ***-4548/2.163* SECTION 398.** 302.113 (9) (ag) of the statutes is created to read:

14 302.113 (9) (ag) In this subsection “reviewing authority” means the division of
15 hearings and appeals in the department of administration, upon proper notice and
16 hearing, or the department of corrections, if the person on extended supervision
17 waives a hearing.

18 ***-4548/2.164* *-2889/P3.4* SECTION 399.** 302.113 (9) (at) of the statutes is
19 created to read:

20 302.113 (9) (at) When a person is returned to court under par. (am) after
21 revocation of extended supervision, the reviewing authority shall make a
22 recommendation to the court concerning the period of time for which the person
23 should be returned to prison. The recommended time period may not exceed the time
24 remaining on the bifurcated sentence, as calculated under par. (am).

25 ***-4548/2.165* SECTION 400.** 302.113 (9) (b) of the statutes is amended to read:

1 302.113 (9) (b) A person who is returned to prison after revocation of extended
2 supervision shall be incarcerated for the entire period of time specified by the
3 department of corrections in the case of a waiver or by the division of hearings and
4 appeals in the department of administration in the case of a hearing court under par.
5 (a) (am). The period of time specified under par. (a) (am) may be extended in
6 accordance with sub. (3). If a person is returned to prison under par. (am) for a period
7 of time that is less than the time remaining on the bifurcated sentence, the person
8 shall be released to extended supervision after he or she has served the period of time
9 specified by the court under par. (am) and any periods of extension imposed in
10 accordance with sub. (3).

11 *~~4548/2.166~~* **SECTION 401.** 302.113 (9) (c) of the statutes is amended to read:

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

23 *~~4548/2.167~~* **SECTION 402.** 302.113 (9) (d) of the statutes is created to read:

24 302.113 (9) (d) For the purposes of pars. (am) and (c), the amount of time a
25 person has served in confinement before release to extended supervision and the

1 amount of time a person has served in confinement for a revocation of extended
2 supervision includes any extensions imposed under sub. (3).

3 ***-4548/2.168* SECTION 403.** 302.113 (9) (e) of the statutes is created to read:

4 302.113 (9) (e) If a hearing is to be held under par. (am) before the division of
5 hearings and appeals in the department of administration, the hearing examiner
6 may order the taking and allow the use of a videotaped deposition under s. 967.04
7 (7) to (10).

8 ***-4548/2.169* SECTION 404.** 302.113 (9) (f) of the statutes is created to read:

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

13 ***-4548/2.170* *-2889/P3.5* SECTION 405.** 302.113 (9) (g) of the statutes is
14 created to read:

15 302.113 (9) (g) In any case in which there is a hearing before the division of
16 hearings and appeals in the department of administration concerning whether to
17 revoke a person's extended supervision, the person on extended supervision may
18 seek review of a decision to revoke extended supervision and the department of
19 corrections may seek review of a decision to not revoke extended supervision. Review
20 of a decision under this paragraph may be sought only by an action for certiorari.

21 ***-4548/2.171* *-3370/P2.4* SECTION 406.** 302.113 (9g) of the statutes is
22 created to read:

23 302.113 (9g) (a) In this subsection:

1 1. “Program review committee” means the committee at a correctional
2 institution that reviews the security classifications, institution assignments, and
3 correctional programming assignments of inmates confined in the institution.

4 2. “Terminal condition” means an incurable condition afflicting a person,
5 caused by injury, disease, or illness, as a result of which the person has a medical
6 prognosis that his or her life expectancy is 6 months or less, even with available
7 life-sustaining treatment provided in accordance with the prevailing standard of
8 medical care.

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

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

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

16 3. The inmate has a terminal condition.

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

23 (cm) If, after receiving the petition under par. (c), the program review
24 committee determines that the public interest would be served by a modification of
25 the inmate’s bifurcated sentence in the manner provided under par. (f), the

1 committee shall approve the petition for referral to the sentencing court and notify
2 the department of its approval. The department shall then refer the inmate's
3 petition to the sentencing court and request the court to conduct a hearing on the
4 petition. If the program review committee determines that the public interest would
5 not be served by a modification of the inmate's bifurcated sentence in the manner
6 specified in par. (f), the committee shall deny the inmate's petition.

7 (d) When a court is notified by the department that it is referring to the court
8 an inmate's petition for modification of the inmate's bifurcated sentence, the court
9 shall set a hearing to determine whether the public interest would be served by a
10 modification of the inmate's bifurcated sentence in the manner specified in par. (f).
11 The inmate and the district attorney have the right to be present at the hearing, and
12 any victim of the inmate's crime has the right to be present at the hearing and to
13 provide a statement concerning the modification of the inmate's bifurcated sentence.
14 The court shall order such notice of the hearing date as it considers adequate to be
15 given to the department, the inmate, the attorney representing the inmate, if
16 applicable, and the district attorney. Victim notification shall be provided as
17 specified under par. (g).

18 (e) At a hearing scheduled under par. (d), the inmate has the burden of proving
19 by the greater weight of the credible evidence that a modification of the bifurcated
20 sentence in the manner specified in par. (f) would serve the public interest. If the
21 inmate proves that a modification of the bifurcated sentence in the manner specified
22 in par. (f) would serve the public interest, the court shall modify the inmate's
23 bifurcated sentence in that manner. If the inmate does not prove that a modification
24 of the bifurcated sentence in the manner specified in par. (f) would serve the public

1 interest, the court shall deny the inmate's petition for modification of the bifurcated
2 sentence.

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

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

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

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

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

21 3. The director of state courts shall design and prepare cards for a victim to send
22 to the clerk of the circuit court for the county in which the inmate was convicted and
23 sentenced. The cards shall have space for a victim to provide his or her name and
24 address, the name of the applicable inmate, and any other information that the
25 director of state courts determines is necessary. The director of state courts shall

1 provide the cards, without charge, to clerks of circuit court. Clerks of circuit court
2 shall provide the cards, without charge, to victims. Victims may send completed
3 cards to the clerk of the circuit court for the county in which the inmate was convicted
4 and sentenced. All court records or portions of records that relate to mailing
5 addresses of victims are not subject to inspection or copying under s. 19.35 (1).

6 (h) An inmate may appeal a court's decision to deny the inmate's petition for
7 modification of his or her bifurcated sentence. The state may appeal a court's
8 decision to grant an inmate's petition for a modification of the inmate's bifurcated
9 sentence. In an appeal under this paragraph, the appellate court may reverse a
10 decision granting or denying a petition for modification of a bifurcated sentence only
11 if it determines that the sentencing court erroneously exercised its discretion in
12 granting or denying the petition.

13 (i) If the program review committee denies an inmate's petition under par. (cm),
14 the inmate may not file another petition within one year after the date of the program
15 review committee's denial. If the program review committee approves an inmate's
16 petition for referral to the sentencing court under par. (cm) but the sentencing court
17 denies the petition, the inmate may not file another petition under par. (cm) within
18 one year after the date of the court's decision.

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

1 defender for determination of indigency and appointment of counsel under s. 977.05
2 (4) (jm).

3 *~~4548/2.172~~* **SECTION 407.** 302.114 (4) of the statutes is amended to read:

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

8 *~~4548/2.173~~* **SECTION 408.** 302.114 (5) (f) of the statutes is amended to read:

9 302.114 (5) (f) An inmate may appeal an order denying his or her petition for
10 release to extended supervision. In an appeal under this paragraph, the appellate
11 court may reverse an order denying a petition for release to extended supervision
12 only if it determines that the sentencing court ~~improperly~~ erroneously exercised its
13 discretion in denying the petition for release to extended supervision.

14 *~~4548/2.174~~* *~~2889/P3.6~~* **SECTION 409.** 302.114 (6) (b) of the statutes is
15 amended to read:

16 302.114 (6) (b) If an inmate petitions a court under sub. (5) or (9) ~~(b)~~ (bm) for
17 release to extended supervision under this section, the clerk of the circuit court in
18 which the petition is filed shall send a copy of the petition and, if a hearing is
19 scheduled, a notice of hearing to the victim of the crime committed by the inmate, if
20 the victim has submitted a card under par. (e) requesting notification.

21 *~~4548/2.175~~* *~~2889/P3.7~~* **SECTION 410.** 302.114 (6) (c) of the statutes is
22 amended to read:

23 302.114 (6) (c) The notice under par. (b) shall inform the victim that he or she
24 may appear at the hearing under sub. (5) or (9) ~~(b)~~ (bm), if a hearing is scheduled,

1 and shall inform the victim of the manner in which he or she may provide written
2 statements concerning the inmate's petition for release to extended supervision.

3 ***-4548/2.176* SECTION 411.** 302.114 (8m) of the statutes is created to read:

4 302.114 (8m) (a) Every person released to extended supervision under this
5 section remains in the legal custody of the department. If the department alleges
6 that any condition or rule of extended supervision has been violated by the person,
7 the department may take physical custody of the person for the investigation of the
8 alleged violation.

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

18 ***-4548/2.177* *-2889/P3.8* SECTION 412.** 302.114 (9) (a) of the statutes is
19 renumbered 302.114 (9) (am) and amended to read:

20 302.114 (9) (am) If a person released to extended supervision under this section
21 violates a condition of extended supervision, ~~the division of hearings and appeals in~~
22 ~~the department of administration, upon proper notice and hearing, or the~~
23 ~~department of corrections, if the person on extended supervision waives a hearing,~~
24 reviewing authority may revoke the extended supervision of the person and return
25 the person to prison. If the extended supervision of the person is revoked, the person

1 shall be returned to the circuit court for the county in which the person was convicted
2 of the offense for which he or she was on extended supervision, and the court shall
3 order the person to be returned to prison, he or she shall be returned to prison for a
4 specified period of time, as provided under par. (b) before he or she is eligible for being
5 released again to extended supervision. The period of time specified under this
6 paragraph may not be less than 5 years and may be extended in accordance with sub.
7 (3).

8 *~~4548/2.178~~* **SECTION 413.** 302.114 (9) (ag) of the statutes is created to read:
9 302.114 (9) (ag) In this subsection “reviewing authority” has the meaning given
10 in s. 302.113 (9) (ag).

11 *~~4548/2.179~~* **SECTION 414.** 302.114 (9) (b) of the statutes is amended to read:
12 302.114 (9) (b) If When a person is returned to ~~prison~~ court under par. (a) (am)
13 after revocation of extended supervision, the ~~department of corrections in the case~~
14 ~~of a waiver or the division of hearings and appeals in the department of~~
15 ~~administration in the case of a hearing under par. (a)~~ reviewing authority shall
16 ~~specify a~~ make a recommendation to the court concerning the period of time for
17 which the person shall be incarcerated should be returned to prison before being
18 eligible for release to extended supervision. The period of time ~~specified~~
19 recommended under this paragraph may not be less than 5 years and ~~may be~~
20 ~~extended in accordance with sub. (3).~~

21 *~~4548/2.180~~* **SECTION 415.** 302.114 (9) (bm) of the statutes is amended to
22 read:

23 302.114 (9) (bm) A person who is returned to prison under par. (a) (am) after
24 revocation of extended supervision may, upon petition to the sentencing court, be
25 released to extended supervision after he or she has served the entire period of time

1 specified ~~in~~ by the court under par. ~~(b)~~ (am), including any periods of extension
2 imposed under sub. (3). A person may not file a petition under this paragraph earlier
3 than 90 days before the date on which he or she is eligible to be released to extended
4 supervision. If a person files a petition for release to extended supervision under this
5 paragraph at any time earlier than 90 days before the date on which he or she is
6 eligible to be released to extended supervision, the court shall deny the petition
7 without a hearing. The procedures specified in sub. (5) (am) to (f) apply to a petition
8 filed under this paragraph.

9 ***-4548/2.181* SECTION 416.** 302.114 (9) (c) of the statutes is amended to read:

10 302.114 (9) (c) A person who is subsequently released to extended supervision
11 under par. ~~(b)~~ (bm) is subject to all conditions and rules under sub. (8) until the
12 expiration of the sentence.

13 ***-4548/2.182* SECTION 417.** 302.114 (9) (d) of the statutes is created to read:

14 302.114 (9) (d) If a hearing is to be held under par. (am) before the division of
15 hearings and appeals in the department of administration, the hearing examiner
16 may order the taking and allow the use of a videotaped deposition under s. 967.04
17 (7) to (10).

18 ***-4548/2.183* SECTION 418.** 302.114 (9) (e) of the statutes is created to read:

19 302.114 (9) (e) A reviewing authority may consolidate proceedings before it
20 under par. (am) with other proceedings before that reviewing authority under par.
21 (am) or s. 302.11 (7) (am) or 302.113 (9) (am) if all of the proceedings relate to the
22 parole or extended supervision of the same person.

23 ***-4548/2.184* *-2889/P3.9* SECTION 419.** 302.114 (9) (f) of the statutes is

24 created to read:

1 302.114 (9) (f) In any case in which there is a hearing before the division of
2 hearings and appeals in the department of administration concerning whether to
3 revoke a person's extended supervision, the person on extended supervision may
4 seek review of a decision to revoke extended supervision and the department of
5 corrections may seek review of a decision to not revoke extended supervision. Review
6 of a decision under this paragraph may be sought only by an action for certiorari.

7 *~~4548/2.185~~* **SECTION 420.** 302.33 (1) of the statutes is amended to read:

8 302.33 (1) The maintenance of persons who have been sentenced to the state
9 penal institutions; persons in the custody of the department, except as provided in
10 sub. (2) and ~~s. ss.~~ 301.048 (7), 302.113 (8m), and 302.114 (8m); persons accused of
11 crime and committed for trial; persons committed for the nonpayment of fines and
12 expenses; and persons sentenced to imprisonment therein, while in the county jail,
13 shall be paid out of the county treasury. No claim may be allowed to any sheriff for
14 keeping or boarding any person in the county jail unless the person was lawfully
15 detained therein.

16 *~~4473/4.1~~* **SECTION 421.** 303.063 of the statutes is repealed.

17 *~~4548/2.186~~* *~~2889/P3.10~~* **SECTION 422.** 303.065 (1) (b) 1. of the statutes
18 is amended to read:

19 303.065 (1) (b) 1. A person serving a life sentence, other than a life sentence
20 specified in subd. 2., may be considered for work release only after he or she has
21 reached parole eligibility under s. 304.06 (1) (b) or 973.014 (1) (a) or (b), whichever
22 is applicable, or he or she has reached his or her extended supervision eligibility date
23 under s. 302.114 (9) (b) (a) or 973.014 (1g) (a) 1. or 2., whichever is applicable.

24 *~~4548/2.187~~* **SECTION 423.** 303.08 (1) (intro.) of the statutes is amended to
25 read:

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

5 *~~4548/2.188~~* **SECTION 424.** 303.08 (2) of the statutes is amended to read:

6 303.08 (2) Unless such privilege is expressly granted by the court or, in the case
7 of a person subject to a confinement sanction under s. 302.113 (8m) or 302.114 (8m),
8 the department, the ~~prisoner~~ person is sentenced to ordinary confinement. The A
9 prisoner, other than a person subject to a confinement sanction under s. 302.113 (8m)
10 or 302.114 (8m), may petition the court for such privilege at the time of sentence or
11 thereafter, and in the discretion of the court may renew the prisoner's petition. The
12 court may withdraw the privilege at any time by order entered with or without notice.

13 *~~4548/2.189~~* **SECTION 425.** 303.08 (5) (intro.) of the statutes is amended to
14 read:

15 303.08 (5) (intro.) By order of the court or, for a person subject to a confinement
16 sanction under s. 302.113 (8m) or 302.114 (8m), by order of the department, the
17 wages, salary and unemployment insurance and employment training benefits
18 received by prisoners shall be disbursed by the sheriff for the following purposes, in
19 the order stated:

20 *~~4548/2.190~~* **SECTION 426.** 303.08 (6) of the statutes is amended to read:

21 303.08 (6) The department, for a person subject to a confinement sanction
22 under s. 302.113 (8m) or 302.114 (8m), or the sentencing court may, by order, may
23 authorize the sheriff to whom the prisoner is committed to arrange with another
24 sheriff for the employment or employment training of the prisoner in the other's

1 county, and while so employed or trained to be in the other's custody but in other
2 respects to be and continue subject to the commitment.

3 ***-4548/2.191* SECTION 427.** 303.08 (12) of the statutes is amended to read:

4 303.08 (12) In counties having a house of correction, any person violating the
5 privilege granted under sub. (1) may be transferred by the county jailer to the house
6 of correction for the remainder of the term of the person's sentence or, if applicable,
7 the remainder of the person's confinement sanction under s. 302.113 (8m) or 302.114
8 (8m).

9 ***-4473/4.2* SECTION 428.** 303.21 (1) (b) of the statutes is amended to read:

10 303.21 (1) (b) Inmates are included under par. (a) if they are participating in
11 a structured work program away from the institution grounds under s. 302.15 ~~or a~~
12 ~~secure work program under s. 303.063.~~ Inmates are not included under par. (a) if
13 they are employed in a prison industry under s. 303.06 (2), participating in a work
14 release program under s. 303.065 (2), participating in employment with a private
15 business under s. 303.01 (2) (em) or participating in the transitional employment
16 program, but they are eligible for worker's compensation benefits under ch. 102.
17 Residents subject to s. 303.01 (1) (b) are not included under par. (a) but they are
18 eligible for worker's compensation benefits under ch. 102.

19 ***-4548/2.192* *-3265/P1.3* SECTION 429.** 304.06 (1) (b) of the statutes is
20 amended to read:

21 304.06 (1) (b) Except as provided in s. 961.49 (2), 1999 stats., sub. (1m) or s.
22 302.045 (3), ~~961.49 (2),~~ 973.01 (6) or 973.0135, the parole commission may parole an
23 inmate of the Wisconsin state prisons or any felon or any person serving at least one
24 year or more in a county house of correction or a county reforestation camp organized
25 under s. 303.07, when he or she has served 25% of the sentence imposed for the

1 offense, or 6 months, whichever is greater. Except as provided in s. 939.62 (2m) (c)
2 or 973.014 (1) (b) or (c), (1g) or (2), the parole commission may parole an inmate
3 serving a life term when he or she has served 20 years, as modified by the formula
4 under s. 302.11 (1) and subject to extension under s. 302.11 (1q) and (2), if applicable.
5 The person serving the life term shall be given credit for time served prior to
6 sentencing under s. 973.155, including good time under s. 973.155 (4). The secretary
7 may grant special action parole releases under s. 304.02. The department or the
8 parole commission shall not provide any convicted offender or other person
9 sentenced to the department's custody any parole eligibility or evaluation until the
10 person has been confined at least 60 days following sentencing.

11 *~~4548/2.193~~* *~~3265/P1.4~~* **SECTION 431.** 304.071 (2) of the statutes is
12 amended to read:

13 304.071 (2) If a prisoner is not eligible for parole under s. 961.49 (2), 1999 stats.,
14 or s. 939.62 (2m) (c), 961.49 (2), 973.01 (6), 973.014 (1) (c) or (1g) or 973.032 (5), he
15 or she is not eligible for parole under this section.

16 ***b2307/1.1*** **SECTION 431g.** 304.073 (2) of the statutes is amended to read:

17 304.073 (2) ~~Beginning on January 1, 1996, the~~ The department shall charge
18 a fee to any probationer, parolee, or person on extended supervision who is under
19 minimum or administrative supervision and is supervised by the department. The
20 fee does not apply if the person is supervised by a vendor under s. 301.08 (1) (c). The
21 department shall set the fee sufficient to cover the cost of supervision and may set
22 varying rates, on a case-by-case basis, based on the person's supervision level. The
23 department shall collect moneys for the fee charged under this subsection and credit
24 those moneys to the appropriation account under s. 20.410 (1) (ge).

25 ***b2307/1.1*** **SECTION 431k.** 304.074 (2) of the statutes is amended to read:

1 304.074 (2) ~~Beginning on January 1, 1996, the~~ The department shall charge
2 a fee to probationers, parolees, and persons on extended supervision to partially
3 reimburse the department for the costs of providing supervision and services. The
4 department shall set varying rates for probationers, parolees, or persons on extended
5 supervision based on ability to pay and may set varying rates, on a case-by-case
6 basis, based on the person's supervision level, with the goal of receiving at least \$1
7 per day, if appropriate, from each probationer, parolee, and person on extended
8 supervision. The department shall not charge a fee while the probationer, parolee,
9 or person on extended supervision is exempt under sub. (3). The department shall
10 collect moneys for the fees charged under this subsection and credit those moneys to
11 the appropriation account under s. 20.410 (1) (gf).

12 *~~4548/2.194~~* **SECTION 432.** 304.11 (3) of the statutes is amended to read:

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

23 *~~4548/2.195~~* *~~3266/P1.108~~* **SECTION 433.** 341.605 (3) of the statutes is
24 amended to read:

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

4 *~~4548/2.196~~* *~~3266/P1.109~~* **SECTION 434.** 342.06 (2) of the statutes is
5 amended to read:

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

9 *~~4548/2.197~~* *~~3266/P1.110~~* **SECTION 435.** 342.065 (4) (b) of the statutes is
10 amended to read:

11 342.065 (4) (b) Any person who violates sub. (1) with intent to defraud ~~may be~~
12 ~~fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months~~
13 ~~or both~~ is guilty of a Class H felony.

14 *~~4548/2.198~~* *~~3266/P1.111~~* **SECTION 436.** 342.155 (4) (b) of the statutes is
15 amended to read:

16 342.155 (4) (b) Any person who violates this section with intent to defraud may
17 be fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months
18 or both is guilty of Class H felony.

19 *~~4548/2.199~~* *~~3266/P1.112~~* **SECTION 437.** 342.156 (6) (b) of the statutes is
20 amended to read:

21 342.156 (6) (b) Any person who violates this section with intent to defraud ~~may~~
22 ~~be fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months~~
23 ~~or both~~ is guilty of a Class H felony.

24 *~~4548/2.200~~* *~~3266/P1.113~~* **SECTION 438.** 342.30 (3) (a) of the statutes is
25 amended to read:

1 342.30 (3) (a) Any person who violates sub. (1g) ~~may be fined not more than~~
2 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a
3 Class H felony.

4 *~~4548/2.201~~* *~~3266/P1.114~~* **SECTION 439.** 342.32 (3) of the statutes is
5 amended to read:

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

9 *~~4548/2.202~~* **SECTION 440.** 343.31 (1) (i) of the statutes is amended to read:

10 343.31 (1) (i) Knowingly fleeing or attempting to elude a traffic officer under
11 s. 346.04 (3).

12 *~~4548/2.203~~* **SECTION 441.** 343.31 (3) (d) (intro.) of the statutes is amended
13 to read:

14 343.31 (3) (d) (intro.) Any person convicted of knowingly fleeing or attempting
15 to elude a traffic officer under s. 346.04 (3) shall have his or her operating privilege
16 revoked as follows:

17 *~~4548/2.204~~* *~~3266/P1.116~~* **SECTION 442.** 344.48 (2) of the statutes is
18 amended to read:

19 344.48 (2) Any person violating this section may be fined not more than ~~\$1,000~~
20 \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both.

21 *~~4548/2.205~~* *~~0590/P5.14~~* **SECTION 443.** 346.04 (2t) of the statutes is
22 created to read:

23 346.04 (2t) No operator of a vehicle, after having received a visible or audible
24 signal to stop his or her vehicle from a traffic officer or marked police vehicle, shall

1 knowingly resist the traffic officer by failing to stop his or her vehicle as promptly as
2 safety reasonably permits.

3 ***-4548/2.206* *-0590/P5.15* SECTION 444.** 346.04 (4) of the statutes is
4 created to read:

5 346.04 (4) Subsection (2t) is not an included offense of sub. (3), but a person may
6 not be convicted of violating both subs. (2t) and (3) for acts arising out of the same
7 incident or occurrence.

8 ***-4548/2.207* *-0590/P5.16* SECTION 445.** 346.17 (2t) of the statutes is
9 created to read:

10 346.17 (2t) Any person violating s. 346.04 (2t) may be fined not more than
11 \$10,000 or imprisoned for not more than 9 months or both.

12 ***-4548/2.208* *-3266/P1.117* SECTION 446.** 346.17 (3) (a) of the statutes is
13 amended to read:

14 346.17 (3) (a) Except as provided in par. (b), (c) or (d), any person violating s.
15 346.04 (3) ~~shall be fined not less than \$600 nor more than \$10,000 and may be~~
16 ~~imprisoned for not more than 3 years~~ is guilty of a Class I felony.

17 ***-4548/2.209* *-0590/P5.18* SECTION 447.** 346.17 (3) (b) of the statutes is
18 amended to read:

19 346.17 (3) (b) If the violation results in bodily harm, as defined in s. 939.22 (4),
20 to another, or causes damage to the property of another, as defined in s. 939.22 (28),
21 the person ~~shall be fined not less than \$1,000 nor more than \$10,000 and may be~~
22 ~~imprisoned for not more than 3 years~~ is guilty of a Class H felony.

23 ***-4548/2.210* *-0590/P5.19* SECTION 448.** 346.17 (3) (c) of the statutes is
24 amended to read:

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

4 *~~4548/2.211~~* *~~0590/P5.20~~* SECTION 449. 346.17 (3) (d) of the statutes is
5 amended to read:

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

9 *~~4548/2.212~~* *~~0590/P5.21~~* SECTION 450. 346.175 (1) (a) of the statutes is
10 amended to read:

11 346.175 (1) (a) Subject to s. 346.01 (2), the owner of a vehicle involved in a
12 violation of s. 346.04 (2t) or (3) for fleeing a traffic officer shall be presumed liable for
13 the violation as provided in this section.

14 *~~4548/2.213~~* *~~0590/P5.22~~* SECTION 451. 346.175 (1) (b) of the statutes is
15 amended to read:

16 346.175 (1) (b) Notwithstanding par. (a), no owner of a vehicle involved in a
17 violation of s. 346.04 (2t) or (3) for fleeing a traffic officer may be convicted under this
18 section if the person operating the vehicle or having the vehicle under his or her
19 control at the time of the violation has been convicted for the violation under this
20 section or under s. 346.04 (2t) or (3).

21 *~~4548/2.214~~* *~~0590/P5.23~~* SECTION 452. 346.175 (4) (b) of the statutes is
22 amended to read:

23 346.175 (4) (b) If the owner of the vehicle provides a traffic officer employed by
24 the authority issuing the citation with the name and address of the person operating
25 the vehicle or having the vehicle under his or her control at the time of the violation

1 and sufficient information for the officer to determine that probable cause does not
2 exist to believe that the owner of the vehicle was operating the vehicle at the time
3 of the violation, then the owner of the vehicle shall not be liable under this section
4 or under s. 346.04 (2t) or (3).

5 ***-4548/2.215* *-0590/P5.24* SECTION 453.** 346.175 (4) (c) of the statutes is
6 amended to read:

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

12 ***-4548/2.216* *-0590/P5.25* SECTION 454.** 346.175 (4) (d) of the statutes is
13 amended to read:

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

21 ***-4548/2.217* *-0590/P5.26* SECTION 455.** 346.175 (5) (intro.) of the statutes
22 is amended to read:

23 346.175 (5) (intro.) Notwithstanding the penalty otherwise specified under s.
24 346.17 (2t) or (3) for a violation of s. 346.04 (2t) or (3):

1 *~~4548/2.218~~* *~~0590/P5.27~~* **SECTION 456.** 346.175 (5) (a) of the statutes is
2 amended to read:

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

6 *~~4548/2.219~~* *~~3266/P1.121~~* **SECTION 457.** 346.65 (2) (e) of the statutes is
7 amended to read:

8 346.65 (2) (e) Except as provided in pars. (f) and (g), is guilty of a Class H felony
9 and shall be fined not less than \$600 ~~nor more than \$2,000~~ and imprisoned for not
10 less than 6 months ~~nor more than 5 years~~ if the number of convictions under ss.
11 940.09 (1) and 940.25 in the person's lifetime, plus the total number of suspensions,
12 revocations and other convictions counted under s. 343.307 (1), equals 5 or more,
13 except that suspensions, revocations or convictions arising out of the same incident
14 or occurrence shall be counted as one.

15 *~~4548/2.220~~* *~~3266/P1.122~~* **SECTION 458.** 346.65 (5) of the statutes is
16 amended to read:

17 346.65 (5) Except as provided in sub. (5m), any person violating s. 346.62 (4)
18 shall be fined ~~not less than \$600 nor more than \$2,000 and may be imprisoned for~~
19 ~~not less than 90 days nor more than 2 years and 3 months~~ is guilty of a Class I felony.

20 *~~4548/2.221~~* *~~3266/P1.123~~* **SECTION 459.** 346.74 (5) (b) of the statutes is
21 amended to read:

22 346.74 (5) (b) ~~Shall~~ May be fined not less than ~~\$300 nor more than \$5,000~~
23 \$10,000 or imprisoned for not less than 10 days nor more than 2 years 9 months or
24 both if the accident involved injury to a person but the person did not suffer great
25 bodily harm.

1 *~~4548/2.222~~* *~~3266/P1.124~~* **SECTION 460.** 346.74 (5) (c) of the statutes is
2 amended to read:

3 346.74 (5) (c) ~~May be fined not more than \$10,000 or imprisoned not more than~~
4 ~~3 years or both~~ Is guilty of a Class I felony if the accident involved injury to a person
5 and the person suffered great bodily harm.

6 *~~4548/2.223~~* *~~3266/P1.125~~* **SECTION 461.** 346.74 (5) (d) of the statutes is
7 amended to read:

8 346.74 (5) (d) ~~May be fined not more than \$10,000 or imprisoned not more than~~
9 ~~7 years and 6 months or both~~ Is guilty of a Class H felony if the accident involved
10 death to a person.

11 *~~4548/2.224~~* *~~3266/P1.126~~* **SECTION 462.** 350.11 (2m) of the statutes is
12 amended to read:

13 350.11 (2m) Any person who violates s. 350.135 (1) ~~shall be fined not more than~~
14 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class H felony
15 if the violation causes the death or injury, as defined in s. 30.67 (3) (b), of another
16 person.

17 *~~4548/2.225~~* **SECTION 463.** 351.07 (2) (a) of the statutes is renumbered 351.07
18 (2).

19 *~~4548/2.226~~* **SECTION 464.** 351.07 (2) (b) of the statutes is repealed.

20 *~~4548/2.227~~* *~~3266/P1.127~~* **SECTION 465.** 446.07 of the statutes is
21 amended to read:

22 **446.07 Penalty.** Anyone violating this chapter may be fined not less than \$100
23 ~~nor~~ more than \$500 \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or
24 both.

1 ***b2333/1.1* SECTION 465t.** 447.04 (1) (c) 2. of the statutes, as created by 2001
2 Wisconsin Act 16, is amended to read:

3 447.04 (1) (c) 2. A license granted under subd. 1. authorizes the license holder
4 to practice dentistry only within educational facilities ~~and only for the purpose of~~
5 ~~carrying out the license holder's teaching duties.~~

6 ***-4548/2.228* *-3266/P1.128* SECTION 466.** 447.09 of the statutes is
7 amended to read:

8 **447.09 Penalties.** Any person who violates this chapter may be fined not more
9 than \$1,000 or imprisoned for not more than one year in the county jail or both for
10 the first offense and ~~may be fined not more than \$2,500 or imprisoned for not more~~
11 ~~than 3 years or both~~ is guilty of a Class I felony for the 2nd or subsequent conviction
12 within 5 years.

13 ***-4548/2.229* *-3266/P1.129* SECTION 467.** 450.11 (9) (b) of the statutes is
14 amended to read:

15 450.11 (9) (b) Any person who delivers, or who possesses with intent to
16 manufacture or deliver, a prescription drug in violation of this section ~~may be fined~~
17 ~~not more than \$10,000 or imprisoned for not more than 7 years and 6 months or both~~
18 is guilty of a Class H felony.

19 ***-4548/2.230* *-3266/P1.130* SECTION 468.** 450.14 (5) of the statutes is
20 amended to read:

21 450.14 (5) Any person who violates this section ~~may be fined not less than \$100~~
22 ~~nor more than \$1,000 or imprisoned for not less than one year nor more than 7 years~~
23 ~~and 6 months or both~~ is guilty of a Class H felony.

24 ***-4548/2.231* *-3266/P1.131* SECTION 469.** 450.15 (2) of the statutes is
25 amended to read:

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

4 *~~4548/2.232~~* *~~3266/P1.132~~* **SECTION 470.** 551.58 (1) of the statutes is
5 amended to read:

6 551.58 (1) Any person who wilfully violates any provision of this chapter except
7 s. 551.54, or any rule under this chapter, or any order of which the person has notice,
8 or who violates s. 551.54 knowing or having reasonable cause to believe that the
9 statement made was false or misleading in any material respect, ~~may be fined not~~
10 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is
11 guilty of a Class H felony. Each of the acts specified shall constitute a separate
12 offense and a prosecution or conviction for any one of such offenses shall not bar
13 prosecution or conviction for any other offense.

14 *~~4548/2.233~~* *~~3266/P1.133~~* **SECTION 471.** 552.19 (1) of the statutes is
15 amended to read:

16 552.19 (1) Any person, including a controlling person of an offeror or target
17 company, who wilfully violates this chapter or any rule under this chapter, or any
18 order of which the person has notice, ~~may be fined not more than \$5,000 or~~
19 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
20 felony. Each of the acts specified constitutes a separate offense and a prosecution or
21 conviction for any one of the offenses does not bar prosecution or conviction for any
22 other offense.

23 *~~4548/2.234~~* *~~3266/P1.134~~* **SECTION 472.** 553.52 (1) of the statutes is
24 amended to read:

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

10 *~~4548/2.235~~* *~~3266/P1.135~~* **SECTION 473.** 553.52 (2) of the statutes is
11 amended to read:

12 553.52 (2) Any person who employs, directly or indirectly, any device, scheme
13 or artifice to defraud in connection with the offer or sale of any franchise or engages,
14 directly or indirectly, in any act, practice, or course of business which operates or
15 would operate as a fraud or deceit upon any person in connection with the offer or
16 sale of any franchise ~~shall be fined not more than \$5,000 or imprisoned for not more~~
17 ~~than 7 years and 6 months or both~~ is guilty of a Class G felony.

18 *~~4498/1.3~~* **SECTION 475.** 560.17 (5c) (a) 3. of the statutes is amended to read:

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

24 *~~4498/1.4~~* **SECTION 476.** 560.18 (1) of the statutes is renumbered 560.18 (1m)
25 and amended to read:

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 477.** 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 478.** 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 479.** 560.20 (title) of the statutes is repealed.

20 *–4498/1.8* **SECTION 480.** 560.20 (1) (intro.) of the statutes is repealed.

21 *–4498/1.9* **SECTION 481.** 560.20 (1) (a) of the statutes is renumbered 560.21
22 (1) (a).

23 *–4498/1.10* **SECTION 482.** 560.20 (1) (b) of the statutes is renumbered 560.21
24 (1) (b).

25 *–4498/1.11* **SECTION 483.** 560.20 (1) (c) of the statutes is repealed.

1 *~~4498/1.12~~* SECTION 484. 560.20 (1) (cf) of the statutes is renumbered 560.17
2 (1) (br).

3 *~~4498/1.13~~* SECTION 485. 560.20 (1) (cm) of the statutes is repealed.

4 *~~4498/1.14~~* SECTION 486. 560.20 (1) (d) of the statutes is repealed.

5 *~~4498/1.15~~* SECTION 487. 560.20 (1) (e) of the statutes is repealed.

6 *~~4498/1.16~~* SECTION 488. 560.20 (1) (f) of the statutes is repealed.

7 *~~4498/1.17~~* SECTION 489. 560.20 (1) (g) of the statutes is repealed.

8 *~~4498/1.18~~* SECTION 490. 560.20 (1m) of the statutes is repealed.

9 *~~4498/1.19~~* SECTION 491. 560.20 (2) of the statutes is repealed.

10 *~~4498/1.20~~* SECTION 492. 560.20 (3) (a) of the statutes is repealed.

11 *~~4498/1.21~~* SECTION 493. 560.20 (3) (b) of the statutes is repealed.

12 *~~4498/1.22~~* SECTION 494. 560.20 (3) (c) of the statutes is repealed.

13 *~~4498/1.23~~* SECTION 495. 560.20 (3) (cm) of the statutes is repealed.

14 *~~4498/1.24~~* SECTION 496. 560.20 (3) (d) of the statutes is repealed.

15 *~~4498/1.25~~* SECTION 497. 560.20 (3) (e) of the statutes is repealed.

16 *~~4498/1.26~~* SECTION 498. 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 499. 560.20 (3) (f) 1. of the statutes is repealed.

1 *~~4498/1.28~~* SECTION 500. 560.20 (3) (f) 2. of the statutes is repealed.

2 *~~4498/1.29~~* SECTION 501. 560.20 (3) (f) 3. of the statutes is repealed.

3 *~~4498/1.30~~* SECTION 502. 560.20 (3) (g) of the statutes is repealed.

4 *~~4498/1.31~~* SECTION 503. 560.20 (3) (h) of the statutes is renumbered 560.21
5 (3).

6 *~~4498/1.32~~* SECTION 504. 560.21 of the statutes is created to read:

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

8 *~~b2345/1.1~~* SECTION 504c. 560.62 (1) (intro.) of the statutes is amended to
9 read:

10 560.62 (1) (intro.) The Subject to subs. (1m) and (2), the board may award any
11 of the following under s. 560.61 to any of the following for any of the following
12 purposes:

13 *~~b2345/1.1~~* SECTION 504m. 560.62 (1m) of the statutes is created to read:

14 560.62 (1m) The board shall award in each biennium at least \$364,400 in
15 grants or loans under sub. (1) for projects related to pollution reduction or energy
16 conservation.

17 *~~4548/2.236~~* *~~3266/P1.136~~* SECTION 505. 562.13 (3) of the statutes is
18 amended to read:

19 562.13 (3) Whoever violates s. 562.11 (2) or (3) ~~may be fined not more than~~
20 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class I felony.

21 *~~4548/2.237~~* *~~3266/P1.137~~* SECTION 506. 562.13 (4) of the statutes is
22 amended to read:

23 562.13 (4) Whoever violates s. 562.09, 562.105, 562.11 (4) or 562.12 ~~may be~~
24 ~~fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months~~
25 ~~or both~~ is guilty of a Class H felony.

1 *~~4548/2.238~~* *~~3266/P1.138~~* **SECTION 507.** 565.50 (2) of the statutes is
2 amended to read:

3 565.50 (2) Any person who alters or forges a lottery ticket or share or
4 intentionally utters or transfers an altered or forged lottery ticket or share ~~shall be~~
5 ~~fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months~~
6 ~~or both~~ is guilty of a Class I felony.

7 *~~4548/2.239~~* *~~3266/P1.139~~* **SECTION 508.** 565.50 (3) of the statutes is
8 amended to read:

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

12 *~~4548/2.240~~* *~~3266/P1.140~~* **SECTION 509.** 601.64 (4) of the statutes is
13 amended to read:

14 601.64 (4) **CRIMINAL PENALTY.** Whoever intentionally violates or intentionally
15 permits any person over whom he or she has authority to violate or intentionally aids
16 any person in violating any insurance statute or rule of this state, s. 149.13 or
17 149.144 or any effective order issued under s. 601.41 (4) ~~may~~ is guilty of a Class I
18 felony, unless a specific penalty is provided elsewhere in the statutes, ~~be fined not~~
19 ~~more than \$10,000 if a corporation or if a natural person be fined not more than~~
20 ~~\$5,000 or imprisoned for not more than 4 years and 6 months or both.~~ Intent has the
21 meaning expressed under s. 939.23.

22 ***b2311/1.1*** **SECTION 509e.** 614.01 (1) (c) 3. of the statutes is amended to read:

23 614.01 (1) (c) 3. The local lodges are required by the laws of the fraternal to hold
24 regular meetings at least ~~monthly~~ once every 3 months; and

1 *~~4548/2.241~~* *~~3266/P1.141~~* **SECTION 510.** 641.19 (4) (a) of the statutes is
2 amended to read:

3 641.19 (4) (a) Any person who wilfully violates or fails to comply with any
4 provision of this chapter or the rules promulgated thereunder or who, knowingly,
5 makes a false statement, a false representation of a material fact, or who fails to
6 disclose a material fact in any registration, examination, statement or report
7 required under this chapter or the rules promulgated thereunder, ~~may be fined not~~
8 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both is~~
9 guilty of a Class H felony.

10 *~~4548/2.242~~* *~~3266/P1.142~~* **SECTION 511.** 641.19 (4) (b) of the statutes is
11 amended to read:

12 641.19 (4) (b) Any person who embezzles, steals, or unlawfully and wilfully
13 abstracts or converts to his or her own use or to the use of another, any of the moneys,
14 funds, securities, premiums, credits, property, or other assets of any employee
15 welfare fund, or of any fund connected therewith, ~~shall be fined not more than~~
16 ~~\$10,000 or imprisoned for not more than 7 years and 6 months or both is guilty of a~~
17 Class H felony.

18 *~~4548/2.243~~* *~~0590/P5.28~~* **SECTION 512.** 753.061 (2m) of the statutes is
19 amended to read:

20 753.061 (2m) The chief judge of the 1st judicial administrative district is
21 authorized to designate 4 circuit court branches to primarily handle violent crime
22 cases that involve a violation of s. 939.63, if a felony is committed while armed, and
23 of ss. 940.01 to 940.03, 940.05, 940.06, 940.225, 943.23 (1g), (1m) and (1r) and 943.32
24 (2). If the circuit court branches are designated under this subsection, 2 shall begin

1 to primarily handle violent crime cases on September 1, 1991, and 2 shall begin to
2 primarily handle violent crime cases on August 1, 1992.

3 *~~4548/2.244~~* *~~3266/P1.143~~* **SECTION 513.** 765.30 (1) (intro.) of the statutes
4 is amended to read:

5 765.30 (1) (intro.) The following shall may be fined not less than ~~\$200~~ nor more
6 than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

7 *~~4548/2.245~~* *~~3266/P1.144~~* **SECTION 514.** 765.30 (2) (intro.) of the statutes
8 is amended to read:

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

11 *~~4548/2.246~~* **SECTION 515.** 767.242 (8) of the statutes is amended to read:

12 767.242 (8) PENALTY. Whoever intentionally violates an injunction issued
13 under sub. (5) (b) 2. c. ~~may be fined not more than \$10,000 or imprisoned for not more~~
14 ~~than 2 years or both~~ is guilty of a Class I felony.

15 *~~4548/2.247~~* *~~3266/P1.145~~* **SECTION 516.** 768.07 of the statutes is
16 amended to read:

17 **768.07 Penalty.** Any person who violates any provision of this chapter may
18 be fined not less than ~~\$100~~ nor more than ~~\$1,000~~ \$10,000 or imprisoned for not more
19 than ~~2 years~~ 9 months or both.

20 *~~4548/2.248~~* *~~3266/P1.146~~* **SECTION 517.** 783.07 of the statutes is
21 amended to read:

22 **783.07 Fine or imprisonment.** Whenever a peremptory mandamus ~~shall be~~
23 is directed to any public officer, body, board or person, commanding the performance
24 of any duty specially enjoined by law, ~~if it shall appear to the court that such and the~~
25 officer or person or any member of ~~such~~ the body or board has, without just excuse,

1 refused or neglected to perform the duty so enjoined ~~the court may impose a fine, not~~
2 ~~exceeding \$5,000, upon every such, the~~ officer, person or member of such ~~the~~ body or
3 board, ~~or sentence the officer, person or member to imprisonment for not more than~~
4 ~~7 years and 6 months~~ is guilty of a Class H felony.

5 *~~4548/2.249~~* *~~2889/P3.11~~* SECTION 518. 801.50 (5) of the statutes is
6 amended to read:

7 801.50 (5) Venue of an action for certiorari to review a probation, extended
8 supervision or parole revocation, a denial by a program review committee under s.
9 302.113 (9g) of a petition for modification of a bifurcated sentence, or a refusal of
10 parole ~~by certiorari~~ shall be the county in which the relator was last convicted of an
11 offense for which the relator was on probation, extended supervision or parole or for
12 which the relator is currently incarcerated.

13 *~~4548/2.250~~* *~~2889/P3.12~~* SECTION 519. 801.50 (5c) of the statutes is
14 created to read:

15 801.50 (5c) Venue of an action for certiorari brought by the department of
16 corrections under s. 302.113 (9) (d) or 302.114 (9) (d) to review a decision to not revoke
17 extended supervision shall be in the county in which the person on extended
18 supervision was convicted of the offense for which he or she is on extended
19 supervision.

20 *~~4532/2.1~~* SECTION 520. 814.634 (1) (a) of the statutes is amended to read:

21 814.634 (1) (a) Except for an action for a safety belt use violation under s.
22 347.48 (2m), the clerk of circuit court shall charge and collect a \$40 ~~\$52~~ court support
23 services fee from any person, including any governmental unit as defined in s. 108.02
24 (17), paying a fee under s. 814.61 (1) (a), (3), or (8) (am) or 814.63 (1).

25 *~~4532/2.2~~* SECTION 521. 814.634 (1) (b) of the statutes is amended to read:

1 814.634 (1) (b) Notwithstanding par. (a), the clerk of circuit court shall charge
2 and collect a ~~\$100~~ \$130 court support services fee from any person, including any
3 governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a) or
4 (3) or 814.62 (1) or (2), if the party paying the fee seeks the recovery of money and
5 the amount claimed exceeds the amount under s. 799.01 (1) (d).

6 *~~4532/2.3~~* **SECTION 522.** 814.634 (1) (c) of the statutes is amended to read:

7 814.634 (1) (c) Notwithstanding par. (a), the clerk of circuit court shall charge
8 and collect a ~~\$30~~ \$39 court support services fee from any person, including any
9 governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.62 (3) (a) or
10 (b), or paying a fee under s. 814.61 (1) (a) or (3) or 814.62 (1) or (2) if the party paying
11 the fee seeks the recovery of money and the amount claimed is equal to or less than
12 the amount under s. 799.01 (1) (d).

13 *~~4548/2.251~~* **SECTION 524.** 908.08 (1) of the statutes is amended to read:

14 908.08 (1) In any criminal trial or hearing, juvenile fact-finding hearing under
15 s. 48.31 or 938.31 or revocation hearing under s. 302.113 (9) (am), 302.114 (9) (am),
16 304.06 (3), or 973.10 (2), the court or hearing examiner may admit into evidence the
17 videotaped oral statement of a child who is available to testify, as provided in this
18 section.

19 *~~4548/2.252~~* *~~3370/P2.5~~* **SECTION 528.** 911.01 (4) (c) of the statutes is
20 amended to read:

21 911.01 (4) (c) *Miscellaneous proceedings.* Proceedings for extradition or
22 rendition; sentencing, or granting or revoking probation, modification of a bifurcated
23 sentence under s. 302.113 (9g), issuance of arrest warrants, criminal summonses and
24 search warrants; proceedings under s. 971.14 (1) (c); proceedings with respect to

1 pretrial release under ch. 969 except where habeas corpus is utilized with respect to
2 release on bail or as otherwise provided in ch. 969.

3 ***-4548/2.253* *-0590/P5.29* SECTION 529.** 938.208 (1) (a) of the statutes is
4 amended to read:

5 938.208 (1) (a) Probable cause exists to believe that the juvenile has committed
6 a delinquent act that would be a felony under s. 940.01, 940.02, 940.03, 940.05,
7 940.19 (2) to (6), 940.21, 940.225 (1), 940.31, 941.20 (3), 943.02 (1), 943.23 (1g), ~~(1m)~~
8 ~~or (1r)~~, 943.32 (2), 947.013 (1t), (1v) or (1x), 948.02 (1) or (2), 948.025 or 948.03 if
9 committed by an adult.

10 ***-4548/2.254* *-0590/P5.30* SECTION 530.** 938.34 (4h) (a) of the statutes is
11 amended to read:

12 938.34 (4h) (a) The juvenile is 14 years of age or over and has been adjudicated
13 delinquent for committing a violation of s. 939.31, 939.32 (1) (a), 940.03, 940.21,
14 940.225 (1), 940.305, 940.31, 941.327 (2) (b) 4., 943.02, 943.10 (2), 943.23 (1g), ~~(1m)~~
15 ~~or (1r)~~, 943.32 (2), 948.02 (1), 948.025, (1), ~~or 948.30 (2), 948.35 (1) (b) or 948.36~~ or
16 the juvenile is 10 years of age or over and has been adjudicated delinquent for
17 attempting or committing a violation of s. 940.01 or for committing a violation of
18 940.02 or 940.05.

19 ***-4548/2.255* *-0590/P5.31* SECTION 531.** 938.34 (4m) (b) 1. of the statutes
20 is amended to read:

21 938.34 (4m) (b) 1. The juvenile has committed a delinquent act that would be
22 a felony under s. 940.01, 940.02, 940.03, 940.05, 940.19 (2) to (6), 940.21, 940.225 (1),
23 940.31, 941.20 (3), 943.02 (1), 943.23 (1g), ~~(1m)~~ ~~or (1r)~~, 943.32 (2), 947.013 (1t), (1v)
24 or (1x), 948.02 (1) or (2), 948.025 or 948.03 if committed by an adult.

1 *~~4548/2.256~~* *~~0590/P5.32~~* **SECTION 532.** 938.355 (2d) (b) 3. of the statutes
2 is amended to read:

3 938.355 (2d) (b) 3. That the parent has committed a violation of s. 940.19 (3),
4 1999 stats., or s. 940.19 (2), (~~3~~), (4) or (5), 940.225 (1) or (2), 948.02 (1) or (2), 948.025
5 or 948.03 (2) (a) or (3) (a) or a violation of the law of any other state or federal law,
6 if that violation would be a violation of s. 940.19 (2), (~~3~~), (4) or (5), 940.225 (1) or (2),
7 948.02 (1) or (2), 948.025 or 948.03 (2) (a) or (3) (a) if committed in this state, and that
8 the violation resulted in great bodily harm, as defined in s. 939.22 (14), or in
9 substantial bodily harm, as defined in s. 939.22 (38), to the juvenile or another child
10 of the parent.

11 *~~4548/2.257~~* *~~0590/P5.33~~* **SECTION 533.** 938.355 (4) (b) of the statutes is
12 amended to read:

13 938.355 (4) (b) An order under s. 938.34 (4d), (4h) or (4m) for which a juvenile
14 has been adjudicated delinquent is subject to par. (a), except that the judge may make
15 an order under s. 938.34 (4d) or (4m) apply for up to 2 years or until the juvenile's 18th
16 birthdate, whichever is earlier and the judge shall make an order under s. 938.34 (4h)
17 apply for 5 years, if the juvenile is adjudicated delinquent for committing a violation
18 of s. 943.10 (2) or for committing an act that would be punishable as a Class B or C
19 felony if committed by an adult, or until the juvenile reaches 25 years of age, if the
20 juvenile is adjudicated delinquent for committing an act that would be punishable
21 as a Class A felony if committed by an adult.

22 *~~4548/2.258~~* **SECTION 534.** 938.78 (3) of the statutes is amended to read:

23 938.78 (3) If a juvenile adjudged delinquent under s. 48.12, 1993 stats., or s.
24 938.12 or found to be in need of protection or services under s. 48.13 (12), 1993 stats.,
25 or s. 48.13 (14), 1993 stats., or s. 938.13 (12) or (14) on the basis of a violation of s.

1 943.23 (1m) or (1r), 1999 stats., or s. 941.10, 941.11, 941.20, 941.21, 941.23, 941.235,
2 941.237, 941.24, 941.26, 941.28, 941.295, 941.298, 941.30, 941.31, 941.32, 941.325,
3 943.02, 943.03, 943.04, 943.10 (2) (a), 943.23 (1g), ~~(1m) or (1r)~~, 943.32 (2), 948.02,
4 948.025, 948.03, 948.05, 948.055, 948.60, 948.605 or 948.61 or any crime specified in
5 ch. 940 has escaped from a secured correctional facility, child caring institution,
6 secured group home, inpatient facility, as defined in s. 51.01 (10), secure detention
7 facility or juvenile portion of a county jail, or from the custody of a peace officer or
8 a guard of such a facility, institution or jail, or has been allowed to leave a secured
9 correctional facility, child caring institution, secured group home, inpatient facility,
10 secure detention facility or juvenile portion of a county jail for a specified time period
11 and is absent from the facility, institution, home or jail for more than 12 hours after
12 the expiration of the specified period, the department or county department having
13 supervision over the juvenile may release the juvenile's name and any information
14 about the juvenile that is necessary for the protection of the public or to secure the
15 juvenile's return to the facility, institution, home or jail. The department of
16 corrections shall promulgate rules establishing guidelines for the release of the
17 juvenile's name or information about the juvenile to the public.

18 ***-4548/2.259* SECTION 535.** 939.22 (21) (d) of the statutes is amended to read:

19 939.22 (21) (d) Battery, ~~substantial battery or aggravated battery~~, as
20 prohibited in s. 940.19 or 940.195.

21 ***-4548/2.260* *-0590/P5.35* SECTION 536.** 939.30 (1) of the statutes is
22 amended to read:

23 939.30 (1) Except as provided in sub. (2) and ~~ss. 948.35 and s. 961.455~~, whoever,
24 with intent that a felony be committed, advises another to commit that crime under

1 circumstances that indicate unequivocally that he or she has the intent is guilty of
2 a Class ~~D~~ H felony.

3 *~~4548/2.261~~* *~~0590/P5.36~~* **SECTION 537.** 939.30 (2) of the statutes is
4 amended to read:

5 939.30 (2) For a solicitation to commit a crime for which the penalty is life
6 imprisonment, the actor is guilty of a Class ~~C~~ F felony. For a solicitation to commit
7 a Class ~~E~~ I felony, the actor is guilty of a Class ~~E~~ I felony.

8 *~~4548/2.262~~* **SECTION 538.** 939.32 (1) (intro.) of the statutes is amended to
9 read:

10 939.32 (1) GENERALLY (intro.) Whoever attempts to commit a felony or a crime
11 specified in s. 940.19, 940.195 or 943.20 may be fined or imprisoned or both not to
12 ~~exceed one-half the maximum penalty for the completed crime; as provided under~~
13 sub. (1g), except:

14 *~~4548/2.263~~* **SECTION 539.** 939.32 (1) (b) of the statutes is repealed.

15 *~~4548/2.264~~* **SECTION 540.** 939.32 (1) (bm) of the statutes is created to read:

16 939.32 (1) (bm) Whoever attempts to commit a Class I felony, other than one
17 to which a penalty enhancement statute listed in s. 973.01 (2) (c) 2. a. or b. is being
18 applied, is guilty of a Class A misdemeanor.

19 *~~4548/2.265~~* **SECTION 541.** 939.32 (1g) of the statutes is created to read:

20 939.32 (1g) **MAXIMUM PENALTY.** The maximum penalty for an attempt to commit
21 a crime that is punishable under sub. (1) (intro.) is as follows:

22 (a) The maximum fine is one-half of the maximum fine for the completed crime.

23 (b) 1. If neither s. 939.62 (1) nor 961.48 is being applied, the maximum term
24 of imprisonment is one-half of the maximum term of imprisonment, as increased by

1 any penalty enhancement statute listed in s. 973.01 (2) (c) 2. a. and b., for the
2 completed crime.

3 2. If either s. 939.62 (1) or 961.48 is being applied, the maximum term of
4 imprisonment is determined by the following method:

5 a. Multiplying by one-half the maximum term of imprisonment, as increased
6 by any penalty enhancement statute listed in s. 973.01 (2) (c) 2. a. and b., for the
7 completed crime.

8 b. Applying s. 939.62 (1) or 961.48 to the product obtained under subd. 2. a.

9 ~~*-4548/2.266*~~ **SECTION 542.** 939.32 (1m) of the statutes is created to read:

10 **939.32 (1m) BIFURCATED SENTENCES.** If the court imposes a bifurcated sentence
11 under s. 973.01 (1) for an attempt to commit a crime that is punishable under sub.
12 (1) (intro.), the following requirements apply:

13 (a) *Maximum term of confinement for attempt to commit classified felony.* 1.
14 Subject to the minimum term of extended supervision required under s. 973.01 (2)
15 (d), if the crime is a classified felony and neither s. 939.62 (1) nor 961.48 is being
16 applied, the maximum term of confinement in prison is one-half of the maximum
17 term of confinement in prison specified in s. 973.01 (2) (b), as increased by any
18 penalty enhancement statute listed in s. 973.01 (2) (c) 2. a. and b., for the classified
19 felony.

20 2. Subject to the minimum term of extended supervision required under s.
21 973.01 (2) (d), if the crime is a classified felony and either s. 939.62 (1) or 961.48 is
22 being applied, the court shall determine the maximum term of confinement in prison
23 by the following method:

1 a. Multiplying by one-half the maximum term of confinement in prison
2 specified in s. 973.01 (2) (b), as increased by any penalty enhancement statutes listed
3 in s. 973.01 (2) (c) 2. a. and b., for the classified felony.

4 b. Applying s. 939.62 (1) or 961.48 to the product obtained under subd. 2. a.

5 (b) *Maximum term of extended supervision for attempt to commit classified*
6 *felony.* The maximum term of extended supervision for an attempt to commit a
7 classified felony is one-half of the maximum term of extended supervision for the
8 completed crime under s. 973.01 (2) (d).

9 (c) *Maximum term of confinement for attempt to commit unclassified felony or*
10 *misdemeanor.* The court shall determine the maximum term of confinement in
11 prison for an attempt to commit a crime other than a classified felony by applying
12 s. 973.01 (2) (b) 10. to the maximum term of imprisonment calculated under sub. (1g)
13 (b).

14 *~~4548/2.267~~* **SECTION 543.** 939.32 (2) (title) of the statutes is created to read:
15 939.32 (2) (title) MISDEMEANOR COMPUTER CRIMES.

16 *~~4548/2.268~~* **SECTION 544.** 939.32 (3) (title) of the statutes is created to read:
17 939.32 (3) (title) REQUIREMENTS.

18 *~~4548/2.269~~* **SECTION 545.** 939.50 (1) (intro.) of the statutes is amended to
19 read:

20 939.50 (1) (intro.) ~~Except as provided in ss. 946.43 (2m) (a), 946.83 and 946.85,~~
21 ~~felonies~~ Felonies in ~~chs. 939 to 951~~ chs. 939 to 951 the statutes are classified as follows:

22 *~~4548/2.270~~* *~~0590/P5.38~~* **SECTION 546.** 939.50 (1) (bc) of the statutes is
23 repealed.

24 *~~4548/2.271~~* *~~0590/P5.39~~* **SECTION 547.** 939.50 (1) (f) of the statutes is
25 created to read:

1 939.50 (1) (f) Class F felony.

2 *~~4548/2.272~~* *~~0590/P5.40~~* **SECTION 548.** 939.50 (1) (g) of the statutes is
3 created to read:

4 939.50 (1) (g) Class G felony.

5 *~~4548/2.273~~* *~~0590/P5.41~~* **SECTION 549.** 939.50 (1) (h) of the statutes is
6 created to read:

7 939.50 (1) (h) Class H felony.

8 *~~4548/2.274~~* *~~0590/P5.42~~* **SECTION 550.** 939.50 (1) (i) of the statutes is
9 created to read:

10 939.50 (1) (i) Class I felony.

11 *~~4548/2.275~~* *~~0590/P5.43~~* **SECTION 551.** 939.50 (2) of the statutes is
12 amended to read:

13 939.50 (2) A felony is a Class A, B, ~~BC~~, C, D or E, F, G, H, or I felony when it
14 is so specified in ~~chs. 939 to 951~~ the statutes.

15 *~~4548/2.276~~* *~~0590/P5.44~~* **SECTION 552.** 939.50 (3) (bc) of the statutes is
16 repealed.

17 *~~4548/2.277~~* *~~0590/P5.45~~* **SECTION 553.** 939.50 (3) (c) of the statutes is
18 amended to read:

19 939.50 (3) (c) For a Class C felony, a fine not to exceed ~~\$10,000~~ \$100,000 or
20 imprisonment not to exceed ~~15~~ 40 years, or both.

21 *~~4548/2.278~~* *~~0590/P5.46~~* **SECTION 554.** 939.50 (3) (d) of the statutes is
22 amended to read:

23 939.50 (3) (d) For a Class D felony, a fine not to exceed ~~\$10,000~~ \$100,000 or
24 imprisonment not to exceed ~~10~~ 25 years, or both.