

2001 DRAFTING REQUEST

Bill

Received: **09/20/2000**

Received By: **nelsorp1**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 6-2213**

By/Representing: **Steinmetz**

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

Drafter: **nelsorp1**

May Contact:

Alt. Drafters:

Subject: **Correctional System - prisons**

Extra Copies:

Pre Topic:

DOA:.....Steinmetz -

Topic:

Establish new correctional facilities at Redgranite and New Lisbon

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	nelsorp1 10/02/2000 mdsida 02/06/2001	gilfokm 10/03/2000 gilfokm 02/06/2001	pgreensl 10/04/2000	_____	gretskl 10/04/2000		State
/2	mdsida 02/07/2001	jdyer 02/07/2001	kfollet 02/06/2001	_____	lrb_docadmin 02/07/2001		State
/3			kfollet 02/07/2001	_____	lrb_docadmin 02/07/2001		State

FE Sent For:

<END>

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/2		13 2/12 jls	kfollet 02/06/2001	_____	lrb_docadmin 02/07/2001		State

FE Sent For:

19/1
2/12
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2/17

<END>

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/1	nelsorp1 10/02/2000	gilfokm 10/03/2000	pgreensl 10/04/2000	_____	gretskl 10/04/2000		State

FE Sent For:

12-2/Kmg
 10-01
 10/16
 10/16
 <END>

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1?	nelsorp1	1-10/3 King	10/4 PG	10/4 PG/KMA			

FE Sent For:

<END>

STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION
101 East Wilson Street, Madison, Wisconsin

TOMMY C. THOMPSON
GOVERNOR

GEORGE LIGHTBOURN
SECRETARY



Division of Executive Budget and Finance
Post Office Box 7864
Madison, WI 53707-7864
Voice (608) 266-1736
Fax (608) 267-0372
TTY (608) 267-9629

Date: September 20, 2000

To: Steve Miller, LRB

From: Jana D. Steinmetz, DOA
266-2213

Subject: Department of Corrections Biennial Budget Request Statutory Language Drafts

I'm forwarding statutory language changes that the Department of Corrections (DOC) included with its budget submission.

- ✓ 1. New appropriation for Information Technology Master Lease Payments: This new appropriation will be used by the department to make master lease payments for the Integrated Corrections System and department IT equipment replacement. See Attachment 1.
- ✓ 2. Parole Commission Members: This change to s. 15.145(1) will increase the number of Parole Commission members from 6 to 8. See attachment 2.
- ✓ 3. Allocation of Byrne Law Enforcement Assistance/Penalty Assessment Funds: This change provides updated language regarding Byrne/penalty assessment funds to specify amount the department is requesting from the Office of Justice Assistance for the OWI 5th Offense program. See Attachment 3.
- ✓ 4. Establish New Institutions at Redgranite and New Lisbon: This change to s. 301.16(lr) and s. 301.16(ls) establishes medium security correctional facilities at Redgranite and New Lisbon. See attachment 4.
- ✓ 5. Deletion of Obsolete Appropriations: These changes eliminate obsolete appropriations from the department's Chapter 20 appropriation schedule. See attachment 5.

cc: Jim Johnston
Justice Team Lead

Department of Corrections
2001-2003 BIENNIAL BUDGET
Statutory Language Request

Topic: Establish New Institutions at Redgranite and New Lisbon.

Current Language

Current language at §301.16 establishes the correctional institutions that the Department currently operates.

Proposed Change

Amend §301.16 to establish Redgranite Correctional Institution and New Lisbon Correctional Institution in the statutes.

301.16 (1r) The department shall establish a medium security correctional facility that is a part of the correctional facility or facilities enumerated in 1997 Wisconsin Act 27, section 9107 (b), and that is located in Redgranite.

301.16 (1s) The department shall establish a medium security correctional facility that is a part of the correctional facility or facilities enumerated in 1997 Wisconsin Act 27, section 9107 (b), and that is located in New Lisbon.

Effect of the Change

This addition establishes the institutions at Redgranite and New Lisbon in the statutes. These institutions are scheduled to open in January, 2001 and April, 2002, respectively.

Rationale for the Change

The department wishes to establish these two institutions in the statutes. Names for the institutions have not yet been selected.

Desired Effective Date: Upon Passage of Bill
Agency: DOC
Agency Contact: Bob Nikolay
Phone: 267-0930



D. N. F.

(10/02)

KMG

DOA:.....Steinmetz – Establish new correctional facilities at Redgranite and New Lisbon

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

head Correctional System
sub Adult correctional system

1 AN ACT ^{Don't GEN. CAT.} relating to: the budget.

Analysis by the Legislative Reference Bureau

This bill gives DOC authority to establish medium security correctional institutions at Redgranite and New Lisbon. Funding for the building of these institutions was included in the state building program in 1997 Wisconsin Act 27, the budget. The Redgranite institution is scheduled to open in January 2001, while the New Lisbon institution is scheduled to open in April 2002.

act

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

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

- 2 SECTION 1. 301.16 (1s) of the statutes is created to read:
- 3 301.16 (1s) In addition to the institutions under sub. (1), the department shall
- 4 establish a medium security correctional institution that is a part of the correctional
- 5 facilities enumerated in 1997 Wisconsin Act 27, section 9107 (1) (b) and that is
- 6 located in Redgranite.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0475/1dn

RPN.....

mg

Note that I changed the subsection numbers because there already is a 301.16 (1r)

section
stats

Robert P. Nelson
Senior Legislative Attorney
Phone: (608) 267-7511
E-mail: robert.nelson@legis.state.wi.us

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

LRB-0475/1dn
RPN:kmg:pg

October 4, 2000

Note that I changed the subsection numbers because there already is a section 301.16 (1r), stats.

Robert P. Nelson
Senior Legislative Attorney
Phone: (608) 267-7511
E-mail: robert.nelson@legis.state.wi.us



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0475(1)

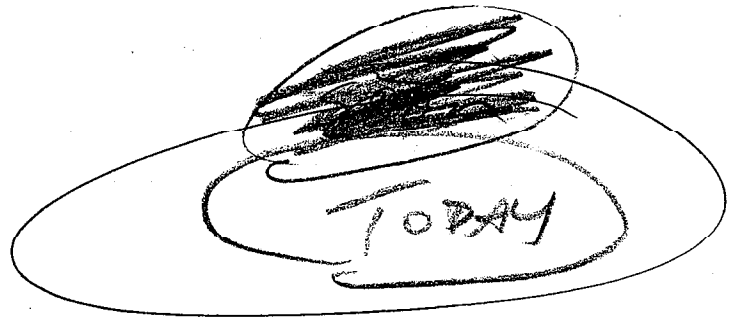
RPN:kmg:pg

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DOA:.....Steinmetz - Establish new correctional facilities at Redgranite and New Lisbon

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION



Don't

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Analysis by the Legislative Reference Bureau

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ADULT CORRECTIONAL SYSTEM

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

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- 4 establish a medium security correctional institution that is a part of the correctional

Analysis insert

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111

1 facilities enumerated in 1997 Wisconsin Act 27, section 9107 (1) (b), and that is
2 located in Redgranite.

3 **SECTION 2.** 301.16 (1t) of the statutes is created to read:

4 301.16 (1t) In addition to the institutions under sub. (1), the department shall
5 establish a medium security correctional institution that is a part of the correctional
6 facilities enumerated in 1997 Wisconsin Act 27, section 9107 (1) (b), and that is
7 located in New Lisbon.

8 →

(END)

INS
✓ 217

1 Analysis INSERT ✓

^e
The bill also specifies that any correctional institution that has been constructed by a private person and leased or purchased by the state for use by DOC is a state prison. It also provides that the medium security penitentiary located near Black River Falls is to be called the "Jackson Correctional Institution". In addition, the bill specifies that the Racine Youthful Offender Correctional Facility is a maximum security institution.

2 ✓ INSERT 1/1

3 SECTION 1. 16.51 (7) of the statutes is amended to read:

4 16.51 (7) AUDIT CLAIMS FOR EXPENSES IN CONNECTION WITH PRISONERS AND
5 JUVENILES IN SECURED CORRECTIONAL FACILITIES. Receive, examine, determine and
6 audit claims, duly certified and approved by the department of corrections, from the
7 county clerk of any county in behalf of the county, which are presented for payment
8 to reimburse the county for certain expenses incurred or paid by it in reference to all
9 matters growing out of actions and proceedings involving prisoners in state prisons,
10 as defined listed in s. 302.01, or juveniles in secured correctional facilities, as defined
11 in s. 938.02 (15m), including prisoners or juveniles transferred to a mental health
12 institute for observation or treatment, when the proceedings are commenced in
13 counties in which the prisons or secured correctional facilities are located by a
14 district attorney or by the prisoner or juvenile as a postconviction remedy or a matter
15 involving the prisoner's status as a prisoner or the juvenile's status as a resident of
16 a secured correctional facility and for certain expenses incurred or paid by it in
17 reference to holding those juveniles in secure custody while those actions or
18 proceedings are pending. Expenses shall only include the amounts that were
19 necessarily incurred and actually paid and shall be no more than the legitimate cost
20 would be to any other county had the offense or crime occurred therein.

SECTION 2. 108.07 (8) (b) of the statutes is amended to read:

108.07 (8) (b) If a claimant is a prisoner of a state prison, ~~as defined~~ [✓] listed in s. 302.01, and has employment with an employer other than the department of corrections or a private business leasing space within a state prison under s. 303.01 (2) (em), and the claimant's employment terminates because conditions of incarceration or supervision make it impossible to continue the employment, the department shall charge to the fund's balancing account any benefits based on the terminated employment that are otherwise chargeable to the account of an employer that is subject to the contribution requirements under ss. 108.17 and 108.18.

History: 1971 c. 53; 1975 c. 343; 1979 c. 110 s. 60 (11); 1983 a. 17; 1987 a. 38, 255; 1989 a. 77; 1991 a. 89; 1993 a. 373; 1995 a. 118; 1997 a. 39.

SECTION 3. 301.046 (1) of the statutes is amended to read:

301.046 (1) INSTITUTION STATUS. The department shall establish and operate a community residential confinement program as a correctional institution under the charge of a superintendent. Under the program, the department shall confine prisoners in their places of residence or other places designated by the department. The secretary may allocate and reallocate existing and future facilities as part of the institution. The institution is subject to s. 301.02 and is a state prison ~~as defined in~~ [✓] under s. 302.01. Construction or establishment of the institution shall be in compliance with all state laws except s. 32.035 and ch. 91. In addition to the exemptions under s. 13.48 (13), construction or establishment of facilities for the institution are not subject to the ordinances or regulations relating to zoning, including zoning under ch. 91, of the county and municipality in which the construction or establishment takes place and are exempt from inspections required under s. 301.36.

History: 1989 a. 31 ss. 961m, 961mb; Stats. 1989 s. 301.046; 1989 a. 251; 1991 a. 39; 1993 a. 97, 227, 479; 1997 a. 181, 283.

SECTION 4. 301.048 (4) (b) of the statutes is amended to read:

1 301.048 (4) (b) The department shall operate the program as a correctional
2 institution. The secretary may allocate and reallocate existing and future facilities
3 as part of the institution. The institution is subject to s. 301.02 and is a state prison
4 as defined in under s. 302.01. Construction or establishment of the institution shall
5 be in compliance with all state laws except s. 32.035 and ch. 91. In addition to the
6 exemptions under s. 13.48 (13), construction or establishment of facilities for the
7 institution are not subject to the ordinances or regulations relating to zoning,
8 including zoning under ch. 91, of the county and municipality in which the
9 construction or establishment takes place and are exempt from inspections required
10 under s. 301.36.

History: 1991 a. 39; 1993 a. 79, 97, 227, 437, 479; 1995 a. 27; 1997 a. 27, 133, 181, 283; 1999 a. 9.

11 **SECTION 5.** 301.13 of the statutes is amended to read:

12 **301.13 Minimum security correctional institutions.** The department
13 may establish and operate minimum security correctional institutions. The
14 secretary may allocate and reallocate existing and future facilities as part of these
15 institutions. The institutions are subject to s. 301.02 and are state prisons as defined
16 in under s. 302.01. Inmates from Wisconsin state prisons may be transferred to these
17 institutions and they shall be subject to all laws pertaining to inmates of other penal
18 institutions of the state. Officers and employees of the institutions shall be subject
19 to the same laws as pertain to other penal institutions. Inmates shall not be received
20 on direct commitment from the courts. In addition to the exemptions under s. 13.48
21 (13), construction or establishment of facilities at institutions which are community
22 correctional residential centers initially established prior to July 2, 1983, shall not
23 be subject to the ordinances or regulations relating to zoning, including zoning under
24 ch. 91, of the county and municipality in which the construction or establishment

1 takes place. The department shall establish a procedure for soliciting responses from
 2 interested communities and persons regarding potential sites for the institutions
 3 under this section, except the procedure does not apply to the 125-bed community
 4 correctional center in the city of Waupun. The department shall consider locations
 5 proposed under this procedure and may consider any other locations on its own
 6 initiative. The department need not promulgate rules regarding the site
 7 consideration procedures under this section.

8 History: 1977 c. 418; 1983 a. 27; 1985 a. 29; 1987 a. 5; 1989 a. 31 s. 961; Stats. 1989 s. 301.13.

INSERT 2/7

9 **SECTION 6.** 301.28 (1) of the statutes is amended to read:

10 301.28 (1) In this section, "correctional officer" means any person classified as
 11 a correctional officer employed by the state whose principal duty is the supervision
 12 of inmates at a prison, ~~as defined~~ listed in s. 302.01.

13 History: 1981 c. 20; 1989 a. 31 s. 970; Stats. 1989 s. 301.28; 1993 a. 377; 1995 a. 27.

SECTION 7. 302.01 of the statutes is amended to read:

14 **302.01 State prisons named and defined listed.** The ~~penitentiary~~
 15 institution at Waupun is named "Waupun Correctional Institution". The
 16 correctional treatment center at Waupun is named "Dodge Correctional Institution".
 17 The ~~penitentiary~~ institution at Green Bay is named "Green Bay Correctional
 18 Institution". The medium/maximum ~~penitentiary~~ institution at Portage is named
 19 "Columbia Correctional Institution". The medium security institution at Oshkosh
 20 is named "Oshkosh Correctional Institution". The medium security ~~penitentiary~~
 21 institution near Fox Lake is named "Fox Lake Correctional Institution". The
 22 ~~penitentiary~~ institution at Taycheedah is named "Taycheedah Correctional
 23 Institution". The medium security ~~penitentiary~~ institution at Plymouth is named
 24 "Kettle Moraine Correctional Institution". The ~~penitentiary~~ institution at the

1 village of Sturtevant in Racine county is named "Racine Correctional Institution".
2 The medium security institution near Black River Falls is named "Jackson
3 Correctional Institution". The ~~medium~~ maximum security ~~penitentiary~~ institution
4 at Racine is named "Racine Youthful Offender Correctional Facility". The resource
5 facility at Oshkosh is named "Wisconsin Resource Center". The institutions named
6 in this section, the correctional institutions authorized under s. 301.16 (1n), (1s), (1t),
7 and (1v), the correctional institution authorized under 1997 Wisconsin Act 4, section
8 4 (1) (a), the correctional institution authorized under s. 301.046 (1), the correctional
9 institution authorized under s. 301.048 (4) (b), minimum security correctional
10 institutions authorized under s. 301.13, the probation and parole holding facilities
11 authorized under s. 301.16 (1q), any correctional institution that has been
12 constructed by a private person and leased or purchased by the state for use by the
13 department, and state-local shared correctional facilities, when established under
14 s. 301.14, are state prisons.



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0475/R
RPN&MGD:kmg:kjf

+ jld (3)

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FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

Today

Do not gen

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4 audit claims, duly certified and approved by the department of corrections, from the
5 county clerk of any county in behalf of the county, which are presented for payment
6 to reimburse the county for certain expenses incurred or paid by it in reference to all
7 matters growing out of actions and proceedings involving prisoners in state prisons,
8 ~~as defined~~ listed in s. 302.01, or juveniles in secured correctional facilities, as defined
9 in s. 938.02 (15m), including prisoners or juveniles transferred to a mental health
10 institute for observation or treatment, when the proceedings are commenced in
11 counties in which the prisons or secured correctional facilities are located by a
12 district attorney or by the prisoner or juvenile as a postconviction remedy or a matter
13 involving the prisoner's status as a prisoner or the juvenile's status as a resident of
14 a secured correctional facility and for certain expenses incurred or paid by it in
15 reference to holding those juveniles in secure custody while those actions or
16 proceedings are pending. Expenses shall only include the amounts that were
17 necessarily incurred and actually paid and shall be no more than the legitimate cost
18 would be to any other county had the offense or crime occurred therein.

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22 corrections or a private business leasing space within a state prison under s. 303.01
23 (2) (em), and the claimant's employment terminates because conditions of
24 incarceration or supervision make it impossible to continue the employment, the
25 department shall charge to the fund's balancing account any benefits based on the

1 terminated employment that are otherwise chargeable to the account of an employer
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25 including zoning under ch. 91, of the county and municipality in which the

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3 **SECTION 5.** 301.13 of the statutes is amended to read:

4 **301.13 Minimum security correctional institutions.** The department
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7 institutions. The institutions are subject to s. 301.02 and are state prisons as defined
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22 initiative. The department need not promulgate rules regarding the site
23 consideration procedures under this section.

24 **SECTION 6.** 301.16 (1s) of the statutes is created to read:

1 301.16 (1s) In addition to the institutions under sub. (1), the department shall
2 establish a medium security correctional institution that is a part of the correctional
3 facilities enumerated in 1997 Wisconsin Act 27, section 9107 (1) (b), and that is
4 located in Redgranite.

5 **SECTION 7.** 301.16 (1t) of the statutes is created to read:

6 301.16 (1t) In addition to the institutions under sub. (1), the department shall
7 establish a medium security correctional institution that is a part of the correctional
8 facilities enumerated in 1997 Wisconsin Act 27, section 9107 (1) (b), and that is
9 located in New Lisbon.

10 **SECTION 8.** 301.28 (1) of the statutes is amended to read:

11 301.28 (1) In this section, “correctional officer” means any person classified as
12 a correctional officer employed by the state whose principal duty is the supervision
13 of inmates at a prison, ~~as defined~~ listed in s. 302.01.

14 **SECTION 9.** 302.01 of the statutes is amended to read:

15 **302.01 State prisons named and defined listed.** The penitentiary
16 institution at Waupun is named “Waupun Correctional Institution”. The
17 correctional treatment center at Waupun is named “Dodge Correctional Institution”.
18 The penitentiary institution at Green Bay is named “Green Bay Correctional
19 Institution”. The medium/maximum ~~penitentiary~~ institution at Portage is named
20 “Columbia Correctional Institution”. The medium security institution at Oshkosh
21 is named “Oshkosh Correctional Institution”. The medium security ~~penitentiary~~
22 institution near Fox Lake is named “Fox Lake Correctional Institution”. The
23 ~~penitentiary~~ institution at Taycheedah is named “Taycheedah Correctional
24 Institution”. The medium security ~~penitentiary~~ institution at Plymouth is named
25 “Kettle Moraine Correctional Institution”. The ~~penitentiary~~ institution at the

Correctional

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 2 The medium security institution near Black River Falls is named "Jackson
 3 Correctional Institution." The ~~medium maximum~~ ^{PLAIN} security penitentiary institution
 4 at Racine is named "Racine Youthful Offender Correctional Facility". The resource
 5 facility at Oshkosh is named "Wisconsin Resource Center". The institutions named
 6 in this section, the correctional institutions authorized under s. 301.16 (1n), (1s), (1t),
 7 and (1v), the correctional institution authorized under 1997 Wisconsin Act 4, section
 8 4 (1) (a), the correctional institution authorized under s. 301.046 (1), the correctional
 9 institution authorized under s. 301.048 (4) (b), minimum security correctional
 10 institutions authorized under s. 301.13, the probation and parole holding facilities
 11 authorized under s. 301.16 (1q), any correctional institution that has been
 12 constructed by a private person and leased or purchased by the state for use by the
 13 department, and state-local shared correctional facilities, when established under
 14 s. 301.14, are state prisons.

(END)

The medium security correctional institutions at
Redgranite and New Lisbon,



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0475/3

RPN&MGD:kmg&jld:kjf

DOA:.....Steinmetz – Establish new correctional facilities at Redgranite and
New Lisbon

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

CORRECTIONAL SYSTEM

ADULT CORRECTIONAL SYSTEM

This bill gives DOC authority to establish medium security correctional institutions at Redgranite and New Lisbon. Funding for the building of these institutions was included in the state building program in 1997 Wisconsin Act 27, the budget act.

The bill also specifies that any correctional institution that has been constructed by a private person and leased or purchased by the state for use by DOC is a state prison. It also provides that the medium security penitentiary located near Black River Falls is to be called the "Jackson Correctional Institution." In addition, the bill specifies that the Racine Youthful Offender Correctional Facility is a maximum security institution.

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

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

1 **SECTION 1.** 16.51 (7) of the statutes is amended to read:

2 16.51 (7) AUDIT CLAIMS FOR EXPENSES IN CONNECTION WITH PRISONERS AND
3 JUVENILES IN SECURED CORRECTIONAL FACILITIES. Receive, examine, determine and
4 audit claims, duly certified and approved by the department of corrections, from the
5 county clerk of any county in behalf of the county, which are presented for payment
6 to reimburse the county for certain expenses incurred or paid by it in reference to all
7 matters growing out of actions and proceedings involving prisoners in state prisons,
8 ~~as defined~~ listed in s. 302.01, or juveniles in secured correctional facilities, as defined
9 in s. 938.02 (15m), including prisoners or juveniles transferred to a mental health
10 institute for observation or treatment, when the proceedings are commenced in
11 counties in which the prisons or secured correctional facilities are located by a
12 district attorney or by the prisoner or juvenile as a postconviction remedy or a matter
13 involving the prisoner's status as a prisoner or the juvenile's status as a resident of
14 a secured correctional facility and for certain expenses incurred or paid by it in
15 reference to holding those juveniles in secure custody while those actions or
16 proceedings are pending. Expenses shall only include the amounts that were
17 necessarily incurred and actually paid and shall be no more than the legitimate cost
18 would be to any other county had the offense or crime occurred therein.

19 **SECTION 2.** 108.07 (8) (b) of the statutes is amended to read:

20 108.07 (8) (b) If a claimant is a prisoner of a state prison, ~~as defined~~ listed in
21 s. 302.01, and has employment with an employer other than the department of
22 corrections or a private business leasing space within a state prison under s. 303.01
23 (2) (em), and the claimant's employment terminates because conditions of
24 incarceration or supervision make it impossible to continue the employment, the
25 department shall charge to the fund's balancing account any benefits based on the

1 terminated employment that are otherwise chargeable to the account of an employer
2 that is subject to the contribution requirements under ss. 108.17 and 108.18.

3 **SECTION 3.** 301.046 (1) of the statutes is amended to read:

4 301.046 (1) INSTITUTION STATUS. The department shall establish and operate
5 a community residential confinement program as a correctional institution under
6 the charge of a superintendent. Under the program, the department shall confine
7 prisoners in their places of residence or other places designated by the department.
8 The secretary may allocate and reallocate existing and future facilities as part of the
9 institution. The institution is subject to s. 301.02 and is a state prison ~~as defined in~~
10 under s. 302.01. Construction or establishment of the institution shall be in
11 compliance with all state laws except s. 32.035 and ch. 91. In addition to the
12 exemptions under s. 13.48 (13), construction or establishment of facilities for the
13 institution are not subject to the ordinances or regulations relating to zoning,
14 including zoning under ch. 91, of the county and municipality in which the
15 construction or establishment takes place and are exempt from inspections required
16 under s. 301.36.

17 **SECTION 4.** 301.048 (4) (b) of the statutes is amended to read:

18 301.048 (4) (b) The department shall operate the program as a correctional
19 institution. The secretary may allocate and reallocate existing and future facilities
20 as part of the institution. The institution is subject to s. 301.02 and is a state prison
21 ~~as defined in~~ under s. 302.01. Construction or establishment of the institution shall
22 be in compliance with all state laws except s. 32.035 and ch. 91. In addition to the
23 exemptions under s. 13.48 (13), construction or establishment of facilities for the
24 institution are not subject to the ordinances or regulations relating to zoning,
25 including zoning under ch. 91, of the county and municipality in which the

1 construction or establishment takes place and are exempt from inspections required
2 under s. 301.36.

3 **SECTION 5.** 301.13 of the statutes is amended to read:

4 **301.13 Minimum security correctional institutions.** The department
5 may establish and operate minimum security correctional institutions. The
6 secretary may allocate and reallocate existing and future facilities as part of these
7 institutions. The institutions are subject to s. 301.02 and are state prisons as defined
8 ~~in~~ under s. 302.01. Inmates from Wisconsin state prisons may be transferred to these
9 institutions and they shall be subject to all laws pertaining to inmates of other penal
10 institutions of the state. Officers and employees of the institutions shall be subject
11 to the same laws as pertain to other penal institutions. Inmates shall not be received
12 on direct commitment from the courts. In addition to the exemptions under s. 13.48
13 (13), construction or establishment of facilities at institutions which are community
14 correctional residential centers initially established prior to July 2, 1983, shall not
15 be subject to the ordinances or regulations relating to zoning, including zoning under
16 ch. 91, of the county and municipality in which the construction or establishment
17 takes place. The department shall establish a procedure for soliciting responses from
18 interested communities and persons regarding potential sites for the institutions
19 under this section, except the procedure does not apply to the 125-bed community
20 correctional center in the city of Waupun. The department shall consider locations
21 proposed under this procedure and may consider any other locations on its own
22 initiative. The department need not promulgate rules regarding the site
23 consideration procedures under this section.

24 **SECTION 6.** 301.16 (1s) of the statutes is created to read:

1 301.16 (1s) In addition to the institutions under sub. (1), the department shall
2 establish a medium security correctional institution that is a part of the correctional
3 facilities enumerated in 1997 Wisconsin Act 27, section 9107 (1) (b), and that is
4 located in Redgranite.

5 **SECTION 7.** 301.16 (1t) of the statutes is created to read:

6 301.16 (1t) In addition to the institutions under sub. (1), the department shall
7 establish a medium security correctional institution that is a part of the correctional
8 facilities enumerated in 1997 Wisconsin Act 27, section 9107 (1) (b), and that is
9 located in New Lisbon.

10 **SECTION 8.** 301.28 (1) of the statutes is amended to read:

11 301.28 (1) In this section, "correctional officer" means any person classified as
12 a correctional officer employed by the state whose principal duty is the supervision
13 of inmates at a prison, ~~as defined~~ listed in s. 302.01.

14 **SECTION 9.** 302.01 of the statutes is amended to read:

15 **302.01 State prisons named and defined listed.** The ~~penitentiary~~
16 correctional institution at Waupun is named "Waupun Correctional Institution".
17 The correctional treatment center at Waupun is named "Dodge Correctional
18 Institution". The ~~penitentiary~~ correctional institution at Green Bay is named "Green
19 Bay Correctional Institution". The medium/maximum ~~penitentiary~~ correctional
20 institution at Portage is named "Columbia Correctional Institution". The medium
21 security institution at Oshkosh is named "Oshkosh Correctional Institution". The
22 medium security ~~penitentiary~~ correctional institution near Fox Lake is named "Fox
23 Lake Correctional Institution". The ~~penitentiary~~ correctional institution at
24 Taycheedah is named "Taycheedah Correctional Institution". The medium security
25 ~~penitentiary~~ correctional institution at Plymouth is named "Kettle Moraine

1 Correctional Institution". The ~~penitentiary~~ correctional institution at the village of
2 Sturtevant in Racine county is named "Racine Correctional Institution". The
3 medium security correctional institution near Black River Falls is named "Jackson
4 Correctional Institution." The medium security ~~penitentiary~~ correctional institution
5 at Racine is named "Racine Youthful Offender Correctional Facility". The resource
6 facility at Oshkosh is named "Wisconsin Resource Center". The institutions named
7 in this section, the medium security correctional institutions at Redgranite and New
8 Lisbon, the correctional institutions authorized under s. 301.16 (1n) and (1v), the
9 correctional institution authorized under 1997 Wisconsin Act 4, section 4 (1) (a), the
10 correctional institution authorized under s. 301.046 (1), the correctional institution
11 authorized under s. 301.048 (4) (b), minimum security correctional institutions
12 authorized under s. 301.13, the probation and parole holding facilities authorized
13 under s. 301.16 (1q), any correctional institution that has been constructed by a
14 private person and leased or purchased by the state for use by the department, and
15 state-local shared correctional facilities, when established under s. 301.14, are state
16 prisons.

17 (END)