



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

RESEARCH APPENDIX - **PLEASE DO NOT REMOVE FROM DRAFTING FILE**

Date Added To File: 03/25/2003 (Per: MGD)



☞ The drafting file for 2003 LRB s0040/2

has been copied/added to the drafting file for

2003 LRB s0047

☞ The attached 2003 draft was incorporated into the new 2003 draft listed above. For research purposes, this cover sheet and the attached drafting file were copied on yellow paper (darkened - auto centered - reduced to 90%), and added, as a appendix, to the new 2003 drafting file. If introduced this section will be scanned and added, as a separate appendix, to the electronic drafting file folder.

☞ This cover sheet was added to rear of the original 2003 drafting file. The drafting file was then returned, intact, to its folder and filed.

2003 DRAFTING REQUEST

Assembly Substitute Amendment (ASA-AB51)

Received: 03/13/2003

Received By: mdsida

Wanted: As time permits

Identical to LRB:

For: Frank Lasee (608) 266-9870

By/Representing: himself

This file may be shown to any legislator: NO

Drafter: mdsida

May Contact:

Addl. Drafters:

Subject: **Criminal Law - sex offenses
Correctional System - ext superv
Correctional System - parole
Correctional System - probation**

Extra Copies:

Submit via email: YES

Requester's email: Rep.Lasee@legis.state.wi.us ✓

Carbon copy (CC:) to: robert.margolies@doc.state.wi.us

SEE attached

Pre Topic:

No specific pre topic given

Topic:

Sexual activity involving DOC staff and persons on probation, parole, or extended supervision

Instructions:

Require that the defendant either: 1) have supervisory authority over the victim or 2) have influenced or attempted to influence those having supervisory authority over the victim

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>
/?	mdsida 03/14/2003	jdyer 03/17/2003		_____			
/1	mdsida	jdyer	rschluet	_____	sbasford	sbasford	

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	03/21/2003	03/21/2003 jdye 03/24/2003	03/17/2003	_____	03/17/2003	03/17/2003	
/2			jfrantze 03/24/2003	_____	mbarman 03/24/2003	mbarman 03/24/2003	

FE Sent For:

<END>

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/1		1/2 3/24 jld	rschluet 3/24	_____	sbasford	sbasford	

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			03/17/2003	_____	03/17/2003	03/17/2003	

FE Sent For:

<END>

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Subject: Criminal Law - sex offenses
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Correctional System - parole
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1?	mdsida	1 3/17 JL					

3-17-3

FE Sent For:

<END>

P/c to Lane

Sub de?

- boot camp delete?

Do not

Cover cases in which DOC employee ~~to~~ makes a threat to ~~the~~ the probationer or parolee ~~to~~ that he or she will attempt to influence that person's parole/probation officer

500-40/1

stays

2003 ASSEMBLY BILL 511

February 13, 2003 - Introduced by Representatives LADWIG, TOWNSEND, WASSERMAN, AINSWORTH, ALBERS, BALOW, BIES, CULLEN, J. FITZGERALD, FREESE, GIELOW, GUNDRUM, HAHN, HINES, HUNDERTMARK, JESKEWITZ, KESTELL, KRAWCZYK, LASSA, J. LEHMAN, M. LEHMAN, LEMAHIEU, LOEFFELHOLZ, LOTHIAN, MCCORMICK, MONTGOMERY, NASS, NISCHKE, OTT, OWENS, PETROWSKI, PLALE, PLOUFF, POCAN, POPE-ROBERTS, SERATTI, SHILLING, STONE, SUDER, TOWNS, VAN ROY, VRAKAS, J. WOOD, A. WILLIAMS and GOTTLIEB, cosponsored by Senators S. FITZGERALD, ROESSLER, BROWN, KANAVAS, KEDZIE, LAZICH, LEIRHAM, REYNOLDS, RISSER, ROBSON and ZIEN. Referred to Committee on Corrections and the Courts.

DUE
By 3/20
7

Reger

- 1 AN ACT to amend 940.225 (4) (intro.); and to create 940.225 (2) (h), 940.225 (5)
- 2 (ab) and 940.225 (5) (ad) of the statutes; relating to: sexual activity involving
- 3 jail, prison, or community corrections staff or contractors and ~~in~~ inmates or
- 4 persons, ^{otherwise} in the custody or under the supervision of the Department of
- 5 Corrections and providing a penalty. ✓

Analysis by the Legislative Reference Bureau

Under current law a person who has sexual contact or sexual intercourse with another person without the other person's consent commits the crime of sexual assault. In addition, current law prohibits a person from having sexual contact or sexual intercourse with another person under certain circumstances regardless of whether the other person has consented. Under those provisions a person commits the crime of sexual assault when he or she has sexual contact or sexual intercourse with any of the following: 1) a person who is under the influence of drugs or alcohol or suffers from a mental illness, so as to preclude him or her from effectively consenting; 2) a person who is unconscious; 3) a patient or resident in an adult family home, a community-based residential facility, or a health or mental health treatment facility that employs the other person; or 4) a person under the age of 16.

This bill prohibits correctional officers, individuals providing services to persons confined in correctional institutions (which, under the bill, include juvenile detention facilities, juvenile correctional facilities, state prisons, county or municipal jails and houses of corrections, Huber facilities, lockup facilities, and county work

ASSEMBLY BILL 51

Confined

INS A ✓

under certain circumstances

✓ camps ~~or boot camps~~, ~~boot camp supervisors~~ and probation, parole, and extended supervision agents from having sexual contact or sexual intercourse with a person who is ~~is~~ ~~serving a sentence~~ ~~or is placed~~ in a correctional institution ~~is participating~~ in a boot camp program, or is on probation, parole, or extended supervision. A person who violates this prohibition may be fined not more than \$100,000 or ~~imprisoned for~~ ~~not more than 40 years or both.~~

INS B ✓

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a report concerning the proposed penalty and the costs or savings that are likely to result if the bill is enacted.

For further information see the *state and local* 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. 940.225 (2) (h) of the statutes is created to read:

2 940.225 (2) (h) Has sexual contact or sexual intercourse with an individual in
3 who ~~is serving a sentence~~ ~~or is placed~~ ^{*confined*} in a correctional institution, ~~is participating~~
4 in the challenge incarceration program under s. 302.045, or is on probation, parole,
5 or extended supervision if ~~the person~~ ^{*applies*} one of the following:

INS 215 ✓

- 6 1. A correctional officer.
- 7 2. An individual providing services directly to persons confined in a
- 8 correctional institution.
- 9 3. A person providing services directly to or supervising individuals who
- 10 participate in the challenge incarceration program.
- 11 4. A probation, parole, or extended supervision agent.

12 SECTION 2. 940.225 (4) (intro.) of the statutes is amended to read:

13 940.225 (4) CONSENT. (intro.) "Consent", as used in this section, means words
14 or overt actions by a person who is competent to give informed consent indicating a
15 freely given agreement to have sexual intercourse or sexual contact. Consent is not

ASSEMBLY BILL 51

1 an issue in alleged violations of sub. (2) (c), (cm), (d) and, (g), and (h). The following
2 persons are presumed incapable of consent but the presumption may be rebutted by
3 competent evidence, subject to the provisions of s. 972.11 (2):

INS
3/3

4 SECTION 3. 940.225 (5) (ab) of the statutes is created to read:

5 940.225 (5) (ab) "Correctional institution" means a jail or correctional facility,
6 as defined in s. 961.01 (12m), a secured correctional facility, as defined in s. 938.02
7 (15m), or a secure detention facility, as defined in s. 938.02 (16).

8 SECTION 4. 940.225 (5) (ad) of the statutes is created to read:

9 940.225 (5) (ad) "Correctional officer" means any person employed by the state
10 or any political subdivision whose duties include supervising, controlling, or
11 disciplining persons confined in a correctional institution.

12 SECTION 5. Effective date.

13 (1) This act takes effect on February 1, 2003, or on the day after publication,
14 whichever is later.

15

(END)

2003-2004 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBs0040/lins
MGD:.....

1 **analysis INSERT A**

2 ~~NO~~ This prohibition applies to a correctional officer[✓] or probation, parole, or
3 extended supervision agent only if he or she supervises the inmate or person under
4 the supervision of the Department of Corrections (DOC)[✓] with whom he or she has
5 sexual contact or sexual intercourse or if he or she has influenced or attempted to
6 influence another DOC employee's supervision of that person. The prohibition
7 applies to an individual providing[✓] services at a correctional institution only if he or
8 she provides services to the inmate with whom he or she has sexual contact or sexual
9 intercourse.

10 **analysis INSERT B**

11 ~~NO~~ sentenced to a term of imprisonment (consisting of a term of confinement in
12 state prison followed by a term of extended supervision) of up to ~~NO~~

13 **INSERT 2/5**

14 1. The actor is a correctional employee[✓] who supervises the individual, either
15 directly or through a subordinate, in his or her capacity as a correctional employee.

16 2. The actor is a correctional employee who has influenced or has attempted to
17 influence another correctional employee's supervision of the individual.

18 3. The actor is a correctional contractor[✓] who provides services directly to the
19 individual.

20 **INSERT 3/3**

21 ~~NO~~ SECTION #. CR; 940.225 (5)(ac) and (ad)
22 940.225(5)(ac) "Correctional contractor" means an individual providing services directly
23 to persons confined in a correctional institution. "Correctional contractor" includes
a volunteer.

- 1 (ad) "Correctional employee" means a correctional officer[✓] or a probation,
- 2 parole, or extended supervision agent.[✓]

(end ins 3-3)

PLC from Rep Ladwig

Lance

Bob Margolis

Bob - doesn't like "correctional officer"

Mean something else

~~Make~~

Define to cover people w/ "direct contact"
on inside

"Correctional staff"

Dsida, Michael

From: Burri, Lance
Sent: Wednesday, March 19, 2003 12:17 PM
To: Dsida, Michael
Subject: RE: s0040

Checked with the Ladwig office. We don't want to address that.

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

From: Dsida, Michael
Sent: Wednesday, March 19, 2003 11:53 AM
To: Burri, Lance
Subject: s0040

The Attorney General criticized the bill because it would, theoretically, allow a DA, in a case in which an inmate sexually assaults a staff member or a parolee sexually assaults his or her parole officer, to prosecute the victim. Is that anything you want to address in the sub?

Mike Dsida
Legislative Reference Bureau
608/266-9867
michael.dsida@state.legis.wi.us

Dsida, Michael

From: Dsida, Michael
Sent: Thursday, March 20, 2003 3:47 PM
To: Margolies, Robert S. DOC
Subject: RE: Revised definition No. 2

Based on Lance's request that we cover everyone working at a prison or jail, here's what I will use:

940.225 (5) (ac) "Correctional staff member" means an individual who works at a correctional institution, including a volunteer.

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

From: Dsida, Michael
Sent: Wednesday, March 19, 2003 1:25 PM
To: Margolies, Robert S. DOC
Subject: RE: Revised definition

940.225 (5) (ac) "Correctional staff member" means an individual who, in a correctional institution or through a program operated by the department or a correctional institution, is responsible for directly supervising, controlling, disciplining, or providing treatment or services to persons confined in the correctional institution. "Correctional staff member" includes a volunteer.

This is based on your belief that pastoral volunteers provide services to inmates. Also, I think "directly" will help ensure that wardens and other staff who do not regularly have contact with inmates are not covered.

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

From: Dsida, Michael
Sent: Wednesday, March 19, 2003 12:01 PM
To: Margolies, Robert S. DOC
Subject: Revised definition

See the new text at the end of the definition and the question below.

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

From: Dsida, Michael
Sent: Wednesday, March 19, 2003 11:24 AM
To: Margolies, Robert S. DOC
Subject: RE:

940.225 (5) (ac) "Correctional staff member" means an individual who is employed by the department or one of its independent contractors or subcontractors, who is an independent contractor with the department, or who volunteers with the department and who has direct contact, in a correctional institution or through a program operated by the department or a correctional institution, with persons confined in the correctional institution in the course of his or her employment or in his or her capacity as an independent contractor or volunteer.

Also, should the definition say "regularly has contact"?

Mike Dsida
Legislative Reference Bureau
608/266-9867
michael.dsida@state.legis.wi.us



State of Wisconsin
2003 - 2004 LEGISLATURE

LRBs0040(1) 2
MGD:jld:rs

RMNR

ASSEMBLY SUBSTITUTE AMENDMENT,
TO 2003 ASSEMBLY BILL 51

DUE
MONDAY - 3/27

Regen

a person working at

member

1 AN ACT to amend 940.225 (4) (intro.); and to create 940.225 (2) (h), 940.225 (5)
2 (ac) and (ad), 940.225 (5) (ae) and 940.225 (5) (af) of the statutes; relating to:
3 sexual activity involving jail, ^{or} prison, or ^a community corrections staff,
4 ~~contractors~~ ^{an} and inmates ^a or persons otherwise in the custody or under the
5 supervision of the Department of Corrections and providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law a person who has sexual contact or sexual intercourse with another person without the other person's consent commits the crime of sexual assault. In addition, current law prohibits a person from having sexual contact or sexual intercourse with another person under certain circumstances regardless of whether the other person has consented. Under those provisions a person commits the crime of sexual assault when he or she has sexual contact or sexual intercourse with any of the following: 1) a person who is under the influence of drugs or alcohol or suffers from a mental illness, so as to preclude him or her from effectively consenting; 2) a person who is unconscious; 3) a patient or resident in an adult family home, a community-based residential facility, or a health or mental health treatment facility that employs the other person; or 4) a person under the age of 16.

This bill prohibits ~~correctional officers, individuals providing services to persons confined in correctional institutions~~ (which, under the bill, ~~includes~~ juvenile

a person who works at a

means a

INS A

detention facilities, juvenile correctional facilities, state prisons, county or municipal jails and houses of corrections, Huber facilities, lockup facilities, and county work camps) and probation, parole, and extended supervision agents from having sexual contact or sexual intercourse under certain circumstances with a person who is confined in a correctional institution or is on probation, parole, or extended supervision. This prohibition applies to a correctional officer or probation, parole, or extended supervision agent only if he or she supervises the inmate or person under the supervision of the Department of Corrections (DOC) with whom he or she has sexual contact or sexual intercourse or if he or she has influenced or attempted to influence another DOC employee's supervision of that person. The prohibition applies to an individual providing services at a correctional institution only if he or she provides services to the inmate with whom he or she has sexual contact or sexual intercourse. A person who violates this prohibition may be fined not more than \$100,000 or sentenced to a term of imprisonment (consisting of a term of confinement in state prison followed by a term of extended supervision) of up to 10 years or both.

is guilty of a class C felony

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

1 SECTION 1. 940.225 (2) (h) of the statutes is created to read:

2 940.225 (2) (h) Has sexual contact or sexual intercourse with an individual (in
3 who is confined in a correctional institution or is on probation, parole, or extended
4 supervision if ^{Keep} one of the following applies:

5 1. The actor is a ^{staff member} correctional employee who supervises the individual, either
6 directly or through a subordinate, in his or her capacity as a correctional employee.

7 2. The actor is a correctional employee who has influenced or has attempted to
8 influence another correctional employee's supervision of the individual.

9 3. The actor is a correctional contractor who provides services directly to the
10 individual.

11 SECTION 2. 940.225 (4) (intro.) of the statutes is amended to read:

12 940.225 (4) CONSENT. (intro.) "Consent", as used in this section, means words
13 or overt actions by a person who is competent to give informed consent indicating a
14 freely given agreement to have sexual intercourse or sexual contact. Consent is not

(A)
INS 8

INS
2/10

plain
period

and (i) ✓

1 an issue in alleged violations of sub. (2) (c), (cm), (d) and, (g), ~~and (h)~~. The following
2 persons are presumed incapable of consent but the presumption may be rebutted by
3 competent evidence, subject to the provisions of s. 972.11 (2):

4 SECTION 3. 940.225 (5) (a) ^d ~~and (a)~~ of the statutes ^{is} ~~are~~ created to read:
5 940.225 (5) (a) ^d "Correctional ~~contractor~~ ^{staff member}" means an individual ^{who works at} ~~providing~~
6 ~~services directly to persons confined in a correctional institution.~~ ^{Correctional}
7 ~~contractor~~ ^{ins} includes a volunteer. ✓

8 (ad) "Correctional employee" means a correctional officer or a probation,
9 parole, or extended supervision agent.

MOVE

10 SECTION 4. 940.225 (5) (a) ^b ~~a~~ of the statutes is created to read:

11 940.225 (5) (a) ^b ~~a~~ "Correctional institution" means a jail or correctional facility,
12 as defined in s. 961.01 (12m), a secured correctional facility, as defined in s. 938.02
13 (15m), or a secure detention facility, as defined in s. 938.02 (16).

14 SECTION 5. 940.225 (5) (a) ^{no} ~~a~~ of the statutes is created to read:

15 940.225 (5) (a) ^{Department} ~~Correctional officer~~ ^{The department of corrections} means any person employed by the state
16 or any political subdivision whose duties include supervising, controlling, or
17 disciplining persons confined in a correctional institution.

(END)

or through a program operated
by the department of corrections
with the person confined to
§
work

2003-2004 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBs0040/1
MGD:.....

1 **INSERT A**

2 (ND) A person convicted of sexual assault under one of those provisions is guilty of
3 a Class C felony, which is punishable by a fine of not more than [✓]\$100,000, a term of
4 imprisonment (consisting of a term of confinement in state prison followed by a term
5 of extended supervision) of up to 40[✓] years, or both.

6 **INSERT B**

7 (ND) The bill also prohibits a probation, parole, or extended supervision agent from
8 having sexual contact or sexual intercourse with an individual who is on probation,
9 parole, or extended supervision if either: 1) the agent supervises the individual,
10 either directly or through a subordinate; or 2) the agent has influenced or has
11 attempted to influence another agent's supervision of the individual.

12 **INSERT 2/10**

13 **SECTION 1.** 940.225 (2) (i) [✓]of the statutes is created to read:

14 940.225 (2) (i) Has sexual contact or sexual intercourse with an individual who
15 is on probation, parole, or extended supervision [✓]if the actor is a probation, parole, or
16 extended supervision agent who supervises the individual, either directly or through
17 a subordinate, in his or her capacity as a probation, parole, or extended supervision
18 agent or who has influenced or has attempted to influence another probation, parole,
19 or extended supervision agent's supervision of the individual. [✓]

(end ins)

Emery, Lynn

From: Dsida, Michael
Sent: Friday, March 21, 2003 12:45 PM
To: LRB.Legal
Subject: s0040

done

When the jacket comes back for this, can you add Margolies, Robert S. at DOC to the CC list? Thanks.

Mike Dsida
Legislative Reference Bureau
608/266-9867
michael.dsida@state.legis.wi.us

Barman, Mike

From: System Administrator
To: Margolies, Robert S. DOC
Sent: Monday, March 24, 2003 11:55 AM
Subject: Undeliverable: LRB 03s0040 Topic: Sexual activity involving DOC staff and persons on probation, parole, or extended supervision

Your message did not reach some or all of the intended recipients.

Subject: LRB 03s0040 Topic: Sexual activity involving DOC staff and persons on probation, parole, or extended supervision
Sent: 03/24/2003 11:55 AM

The following recipient(s) could not be reached:

Margolies, Robert S. DOC on 03/24/2003 11:55 AM

The format of the e-mail address is incorrect. Check the address, look up the recipient in the Address Book, or contact the recipient directly to find out the correct address.

<141es.legis.state.wi.us #5.1.3>

Barman, Mike

From: Barman, Mike
Sent: Monday, March 24, 2003 12:05 PM
To: Margolies, Robert S. DOC
Subject: LRBs0040/2 (attached)



03s0040/2

Mike Barman

**Mike Barman - Senior Program Asst. (PH. 608-266-3561)
(E-Mail: mike.barman@legis.state.wi.us) (FAX: 608-264-6948)**

**State of Wisconsin
Legislative Reference Bureau - Legal Section - Front Office
100 N. Hamilton Street - 5th Floor
Madison, WI 53703**



State of Wisconsin
2003 - 2004 LEGISLATURE

LRBs0040/2
MGD:jld:jf

ASSEMBLY SUBSTITUTE AMENDMENT,
TO 2003 ASSEMBLY BILL 51

1 **AN ACT** *to amend* 940.225 (4) (intro.); and *to create* 940.225 (2) (h), 940.225 (2)
2 (i), 940.225 (5) (ab) and 940.225 (5) (ad) of the statutes; **relating to:** sexual
3 activity involving a person working at a jail or prison or a community
4 corrections staff member and an inmate or a person otherwise in the custody
5 or under the supervision of the Department of Corrections and providing a
6 penalty.

Analysis by the Legislative Reference Bureau

Under current law a person who has sexual contact or sexual intercourse with another person without the other person's consent commits the crime of sexual assault. In addition, current law prohibits a person from having sexual contact or sexual intercourse with another person under certain circumstances regardless of whether the other person has consented. Under those provisions a person commits the crime of sexual assault when he or she has sexual contact or sexual intercourse with any of the following: 1) a person who is under the influence of drugs or alcohol or suffers from a mental illness, so as to preclude him or her from effectively consenting; 2) a person who is unconscious; 3) a patient or resident in an adult family home, a community-based residential facility, or a health or mental health treatment facility that employs the other person; or 4) a person under the age of 16.

A person convicted of sexual assault under one of those provisions is guilty of a Class C felony, which is punishable by a fine of not more than \$100,000, a term of imprisonment (consisting of a term of confinement in state prison followed by a term of extended supervision) of up to 40 years, or both.

This bill prohibits a person who works at a correctional institution (which, under the bill, means a juvenile detention facility, a juvenile correctional facility, a state prison, a county or municipal jail or house of corrections, a Huber facility, a lockup facility, or a county work camp) from having sexual contact or sexual intercourse with a person who is confined in a correctional institution. The bill also prohibits a probation, parole, or extended supervision agent from having sexual contact or sexual intercourse with an individual who is on probation, parole, or extended supervision if either: 1) the agent supervises the individual, either directly or through a subordinate; or 2) the agent has influenced or has attempted to influence another agent's supervision of the individual. A person who violates this prohibition is guilty of a Class C felony.

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

1 **SECTION 1.** 940.225 (2) (h) of the statutes is created to read:

2 940.225 (2) (h) Has sexual contact or sexual intercourse with an individual who
3 is confined in a correctional institution if the actor is a correctional staff member.

4 **SECTION 2.** 940.225 (2) (i) of the statutes is created to read:

5 940.225 (2) (i) Has sexual contact or sexual intercourse with an individual who
6 is on probation, parole, or extended supervision if the actor is a probation, parole, or
7 extended supervision agent who supervises the individual, either directly or through
8 a subordinate, in his or her capacity as a probation, parole, or extended supervision
9 agent or who has influenced or has attempted to influence another probation, parole,
10 or extended supervision agent's supervision of the individual.

11 **SECTION 3.** 940.225 (4) (intro.) of the statutes is amended to read:

12 940.225 (4) **CONSENT.** (intro.) "Consent", as used in this section, means words
13 or overt actions by a person who is competent to give informed consent indicating a
14 freely given agreement to have sexual intercourse or sexual contact. Consent is not

1 an issue in alleged violations of sub. (2) (c), (cm), (d) ~~and~~, (g), (h), and (i). The following
2 persons are presumed incapable of consent but the presumption may be rebutted by
3 competent evidence, subject to the provisions of s. 972.11 (2):

4 **SECTION 4.** 940.225 (5) (ab) of the statutes is created to read:

5 940.225 (5) (ab) "Correctional institution" means a jail or correctional facility,
6 as defined in s. 961.01 (12m), a secured correctional facility, as defined in s. 938.02
7 (15m), or a secure detention facility, as defined in s. 938.02 (16).

8 **SECTION 5.** 940.225 (5) (ad) of the statutes is created to read:

9 940.225 (5) (ad) "Correctional staff member" means an individual who works
10 at a correctional institution, including a volunteer.

11 (END)