

**ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 2003 ASSEMBLY BILL 60**

**AN ACT** *to renumber and amend* 301.45 (6) (ag); *to repeal and recreate* 301.45 (6) (a) 1. and 301.45 (6) (a) 2.; and *to create* 301.45 (6) (ag) 1. and 2. of the statutes; **relating to:** sex offender registration and residency requirements and providing penalties.

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*Analysis by the Legislative Reference Bureau*

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

1           **SECTION 1.** 301.45 (6) (a) 1. of the statutes is repealed and recreated to read:  
2           301.45 **(6)** (a) 1. Except as provided in subd. 2., the person is guilty of a Class  
3 H felony.

4           **SECTION 2.** 301.45 (6) (a) 2. of the statutes, as affected by 2001 Wisconsin Act  
5 109, is repealed and recreated to read:

1           301.45 **(6)** (a) 2. The person may be fined not more than \$10,000 or imprisoned  
2 for not more than 9 months or both if all of the following apply:

3           a. The person was ordered under s. 51.20 (13) (ct) 1m., 938.34 (15m) (am),  
4 938.345 (3), 971.17 (1m) (b) 1m., or 973.048 (1m) to comply with the reporting  
5 requirements under s. 301.45 based on a finding that he or she committed or  
6 solicited, conspired, or attempted to commit a misdemeanor.

7           b. The person was not convicted of knowingly failing to comply with any  
8 requirement to provide information under subs. (2) to (4) before committing the  
9 present violation.

10           **SECTION 3.** 301.45 (6) (ag) of the statutes is renumbered 301.45 (6) (ag) (intro.)  
11 and amended to read:

12           301.45 **(6)** (ag) (intro.) Whoever intentionally violates sub. (4r) ~~may be fined not~~  
13 ~~more than \$10,000 or imprisoned for not more than 9 months or both.~~ is subject to  
14 the following penalties:

15           **SECTION 4.** 301.45 (6) (ag) 1. and 2. of the statutes are created to read:

16           301.45 **(6)** (ag) 1. Except as provided in subd. 2., the person is guilty of a Class  
17 H felony.

18           2. The person may be fined not more than \$10,000 or imprisoned for not more  
19 than 9 months or both if all of the following apply:

20           a. The person was ordered under s. 51.20 (13) (ct) 1m., 938.34 (15m) (am),  
21 938.345 (3), 971.17 (1m) (b) 1m., or 973.048 (1m) to comply with the reporting  
22 requirements under s. 301.45 based on a finding that he or she committed or  
23 solicited, conspired, or attempted to commit a misdemeanor.

24           b. The person was not convicted of another offense under sub. (4r) before  
25 committing the present violation.

