

2003 DRAFTING REQUEST

Senate Amendment (SA-AB232)

Received: 10/20/2003

Received By: mdsida

Wanted: As time permits

Identical to LRB:

For: Tim Carpenter (608) 266-8535

By/Representing: Stuart

This file may be shown to any legislator: NO

Drafter: mdsida

May Contact:

Addl. Drafters:

Subject: Criminal Law - miscellaneous
Transportation - driver licenses

Extra Copies:

Submit via email: YES

Requester's email: Sen.Carpenter@legis.state.wi.us

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Restitution or community service in lieu of suspension of drivers license

Instructions:

At the discretion of the victim, court shall order reasonable community service or restitution; overrides optional or mandatory suspension

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 10/22/2003	kfollett 10/22/2003		_____			
/1			chaugen 10/22/2003	_____	mbarman 10/22/2003	mbarman 10/22/2003	

FE Sent For:

<END>

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1?	mdsida	11/16/03 10/22/03	CH 10/22	CH 10/22			

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State of Wisconsin
2003 - 2004 LEGISLATURE

LRBa1359/0

MGD: k.s. (1)

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

**SENATE AMENDMENT ,
TO 2003 ASSEMBLY BILL 232**

Now

1 At the locations indicated, amend the bill as follows:

2 1. Page 1, line 5: after "privileges" insert "or community service".

3 2. Page 4, line 14: delete "and (d)" and substitute ", (d), and (e) 2."

4 3. Page 4, line 18: delete "par. (d)" and substitute "pars. (d) and (e) 2."

5 4. Page 4, line 23: delete "If" and substitute "Subject to par. (e) 2., if".

6 5. Page 5, line 2: after that line insert:

(I) Community service option.

7 "(e) 1. a. If the victim of an offense to which par. (b), (c), or (d) applies agrees,
8 the court may require that the offender perform a reasonable amount of community
9 service work for the victim or another individual, a public agency, or a nonprofit
10 charitable organization. The court may order community service work that is
11 designed to show the defendant the impact of his or her wrongdoing. The court shall

1 allow the victim to make suggestions regarding appropriate community service
2 work.

3 b. Any individual, organization, or agency acting in good faith to whom or to
4 which a defendant is assigned pursuant to an order under this subsection has
5 immunity from any civil liability in excess of \$25,000 for acts or omissions by or
6 affecting the defendant.

7 c. The court shall require that the defendant's compliance with a community
8 service order under this paragraph be monitored and shall specify in its order the
9 method of monitoring and the deadline for the defendant to complete the work. The
10 court shall ensure that the defendant receives a written statement of the community
11 service order.

12 2. The court may not suspend a person's operating privilege under par. (b), (c),
13 or (d) if it requires the defendant to perform community service under this
14 paragraph. n,

15

(END)