

BILL HISTORY FOR ASSEMBLY BILL 252 (LRB -1947)

An Act to renumber and amend 302.31; and to create 302.31 (8) and 302.31 (9) of the statutes; relating to: housing of county prisoners from Michigan in Wisconsin county jails. (FE)

2003

04-08. A. Introduced by Representatives Gard, Seratti, M. Williams, Van Roy, Bies, D. Meyer, Friske, Ainsworth, Krawczyk, F. Lasee, Ott, M. Lehman, J. Lehman, Hines, Loeffelholz, Hahn, Nass, Stone, Vrakas, LeMahieu, Ladwig, Jensen, J. Fitzgerald, Grothman and Petrowski; cosponsored by Senators S. Fitzgerald, Welch, Schultz, Stepp, Roessler, A. Lasee, Jauch, Cowles and Hansen.

04-08. A. Read first time and referred to committee on Corrections and the Courts 151

04-17. A. Fiscal estimate received.

04-23. A. Public hearing held.

05-21. A. Executive action taken.

05-22. A. Report passage recommended by committee on Corrections and the Courts, Ayes 9, Noes 0 213

05-22. A. Referred to committee on Rules 213

05-22. A. Placed on calendar 5-29-2003 by committee on Rules.

05-29. A. Read a second time 224

05-29. A. Assembly amendment 1 offered by Representative Staskunas (LRB a0481) 224

05-29. A. Assembly amendment 1 adopted 224

05-29. A. Ordered to a third reading 224

05-29. A. Rules suspended 224

05-29. A. Read a third time and passed 224

05-29. A. Ordered immediately messaged 225

05-30. S. Received from Assembly 202

05-30. S. Read first time and referred to committee on Judiciary, Corrections and Privacy 203

08-26. S. Public hearing held.

08-27. S. Executive action taken.

09-03. S. Report introduction and adoption of Senate Amendment 1 recommended by committee on Judiciary, Corrections and Privacy, Ayes 5, Noes 0 (LRB a0872) 353

09-03. S. Report concurrence as amended recommended by committee on Judiciary, Corrections and Privacy, Ayes 5, Noes 0 353

09-03. S. Available for scheduling.

09-18. S. Placed on calendar 9-23-2003 by committee on Senate Organization.

09-23. S. Read a second time 377

09-23. S. Senator Breske added as a cosponsor 377

09-23. S. Senate amendment 1 adopted 377

09-23. S. Ordered to a third reading 377

09-23. S. Rules suspended 377

09-23. S. Read a third time and concurred in as amended 377

09-23. S. Ordered immediately messaged 378

09-25. A. Received from Senate amended and concurred in as amended (Senate amendment 1 adopted) 388

09-25. A. Senate amendment 1 concurred in, Ayes 70, Noes 25 388

09-25. A. Action ordered immediately messaged 388

2003
ENROLLED BILL

03en AB-252

ADOPTED DOCUMENTS:

Orig Engr SubAmdt

03-947, 2

Amendments to above (if none, write "NONE"):

AA1, SAI
(SAI deletes AA1) don't include
either

Corrections - show date (if none, write "NONE"):

None

Topic

Housing of county prisoners
from Michigan in Wisconsin jails

9/30/03

Date

[Signature]

Enrolling Drafter

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2003 ASSEMBLY BILL 252

April 8, 2003 – Introduced by Representatives GARD, SERATTI, M. WILLIAMS, VAN ROY, BIES, D. MEYER, FRISKE, AINSWORTH, KRAWCZYK, F. LASEE, OTT, M. LEHMAN, J. LEHMAN, HINES, LOEFFELHOLZ, HAHN, NASS, STONE, VRAKAS, LEMAHIEU, LADWIG, JENSEN, J. FITZGERALD, GROTHMAN and PETROWSKI, cosponsored by Senators S. FITZGERALD, WELCH, SCHULTZ, STEPP, ROESSLER, A. LASEE, JAUCH, COWLES and HANSEN. Referred to Committee on Corrections and the Courts.

1 AN ACT *to renumber and amend* 302.31; and *to create* 302.31 (8) and 302.31
2 (9) of the statutes; **relating to:** housing of county prisoners from Michigan in
3 Wisconsin county jails.

Analysis by the Legislative Reference Bureau

Under current law, county jails have the authority to use the county jail to detain certain persons, including those charged with a crime, committed pursuant to a sentence to the county jail or a state penal institution; persons participating in the intensive sanctions program; and persons who are in the custody of the Department of Corrections. This bill allows county jails to detain persons who are detained by a county that borders this state and is located in the state of Michigan if the counties involved enter into an interstate cooperation agreement that takes into account all the requirements of Wisconsin law regarding the detention of persons in county jails.

For further information see the *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:

4 SECTION 1. 302.31 of the statutes is renumbered 302.31 (intro.) and amended
5 to read:

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1 **302.31 Use of jails.** (intro.) The county jail may be used for ~~the~~ any of the
2 following purposes:

3 (1) The detention of persons charged with crime and committed for trial; ~~for~~
4 ~~the.~~

5 (2) The detention of persons committed to secure their attendance as
6 witnesses; ~~to.~~

7 (3) To imprison persons committed pursuant to a sentence or held in custody
8 by the sheriff for any cause authorized by law; ~~for the.~~

9 (4) The detention of persons sentenced to imprisonment in state penal
10 institutions or a county house of correction, until they are removed to those
11 institutions; ~~for the.~~

12 (5) The detention of persons participating in the intensive sanctions program;
13 ~~for the.~~

14 (6) The temporary detention of persons in the custody of the department; ~~and~~
15 ~~for other detentions authorized by law. The county jail may be used for the.~~

16 (7) The temporary placement of persons in the custody of the department, other
17 than persons under 17 years of age, and persons who have attained the age of 17
18 years but have not attained the age of 25 years who are under the supervision of the
19 department under s. 48.366 or 938.355 (4) and who have been taken into custody
20 pending revocation of aftercare supervision under s. 48.366 (5) or 938.357 (5) (e).

21 **SECTION 2.** 302.31 (8) of the statutes is created to read:

22 302.31 (8) Under an agreement under s. 66.0303, the detention of persons
23 detained or imprisoned before, during, or after trial by a county that borders on this
24 state and is located in the state of Michigan. The agreement under s. 66.0303 for the

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1 detention of persons from another state shall take into account the provisions of this
2 chapter regarding the detention of persons in county jails.

3 **SECTION 3.** 302.31 (9) of the statutes is created to read:

4 302.31 (9) Other detentions authorized by law.

5 (END)

**SENATE AMENDMENT 1,
TO 2003 ASSEMBLY BILL 252**

September 3, 2003 - Offered by COMMITTEE ON JUDICIARY, CORRECTIONS AND PRIVACY.

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

2 1. Page 2, line 24: after "Michigan." delete the material inserted by assembly
3 amendment 1.

4 (END)