

2003 DRAFTING REQUEST

Bill

Received: 02/10/2003

Received By: mdsida

Wanted: As time permits

Identical to LRB:

For: Stephen Freese (608) 266-7502

By/Representing: Rob

This file may be shown to any legislator: NO

Drafter: mdsida

May Contact:

Addl. Drafters:

Subject: Elections - miscellaneous  
Criminal Law - sentencing  
Correctional System - probation  
Correctional System - ext superv  
Correctional System - parole

Extra Copies: rlr  
rpn

Submit via email: YES

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Notice regarding ineligibility to vote

Instructions:

Redraft 2001 AB-373

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 02/27/2003	kgilfoy 02/27/2003		_____			
/1			jfrantze	_____	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>
			02/28/2003 _____		02/28/2003	02/28/2003	

FE Sent For:

<END>

↳ Not Needed

2003 DRAFTING REQUEST

Bill

Received: 02/10/2003

Received By: mdsida

Wanted: As time permits

Identical to LRB:

For: Stephen Freese (608) 266-7502

By/Representing: Rob

This file may be shown to any legislator: NO

Drafter: mdsida

May Contact:

Addl. Drafters:

Subject: Elections - miscellaneous  
Criminal Law - sentencing  
Correctional System - probation  
Correctional System - ext superv  
Correctional System - parole

Extra Copies: rlr  
rpn  
KMG

Submit via email: YES

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Notice regarding ineligibility to vote

Instructions:

Redraft 2001 AB-373

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	11 - 2/27 KMG	2/28	2/28 Jeph		for A	

FE Sent For:

<END>

by 2/28  
12/2/01  
NOVA

# 2001 ASSEMBLY BILL 373

May 3, 2001 - Introduced by Representatives FREESE, ALBERS, DUFF, GUNDERSON, HAHN, KRAWCZYK, LA FAVE, J. LEHMAN, M. LEHMAN, LIPPERT, MCCORMICK, MUSSER, NASS, OTT, OWENS, PETROWSKI, PETTIS, RYBA, SERATTI, SKINDRIUD, STARZYK, STONE, SUDER, SYKORA, TOWNSEND, WADE and WOOD, cosponsored by Senators GROBSCHMIDT, DARLING, HUELSMAN, ROESSLER, ROSENZWEIG and SCHULTZ. Referred to Committee on Campaigns and Elections.

Gen. Cat.

Check auto refs.

1 AN ACT to renumber and amend 973.033 and 973.034; and to create 302.117,  
2 973.09 (4m) and 973.176 of the statutes; relating to: notice regarding  
3 ineligibility to vote.

### Analysis by the Legislative Reference Bureau

Current law requires a court to provide a defendant certain information at sentencing. For example, when a court sentences a person or places a person on probation for a felony, the court must inform the person that he or she is prohibited from possessing a firearm. Under this bill, whenever a court imposes a sentence or places a person on probation for a conviction that disqualifies the person from voting, the court must inform the person of that disqualification. The bill also requires the department of corrections to inform the person of the disqualification to vote if the person is or has been placed on probation or released to parole or extended supervision.

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

4 SECTION 1. 302.117 of the statutes is created to read:  
5 302.117 Notice regarding ineligibility to vote. When an inmate who is  
6 disqualified from voting under s. 6.03 (1) (b) is released to parole or extended

**ASSEMBLY BILL 373**

**SECTION 1**

1 supervision, the department shall inform the person that he or she may not vote in  
2 any election until his or her civil rights are restored.

3 **SECTION 2.** 973.033 of the statutes is renumbered 973.176 (1), and 973.176 (1)  
4 (title), as renumbered, is amended to read:

5 973.176 (1) (title) ~~SENTENCING; RESTRICTION ON FIREARM~~ FIREARM POSSESSION.

6 **SECTION 3.** 973.034 of the statutes is renumbered 973.176 (3), and 973.176 (3)  
7 (title), as renumbered, is amended to read:

8 973.176 (3) (title) ~~SENTENCING; RESTRICTION ON CHILD~~ CHILD SEX OFFENDER  
9 WORKING WITH CHILDREN.

10 **SECTION 4.** 973.09 (4m) of the statutes is created to read:

11 973.09 (4m) The department shall inform each probationer who is disqualified  
12 from voting under s. 6.03 (1) (b) that he or she may not vote in any election until his  
13 or her civil rights are restored.

14 **SECTION 5.** 973.176 of the statutes is created to read:

15 **973.176 Notice of restrictions.** (2) VOTING. Whenever a court imposes a  
16 sentence or places a defendant on probation for a conviction that disqualifies the  
17 defendant from voting under s. 6.03 (1) (b), the court shall inform the defendant that  
18 he or she may not vote in any election until his or her civil rights are restored.

19 **SECTION 6. Nonstatutory provisions.**

20 (1) No later than the first day of the 6th month beginning after publication, the  
21 department of corrections shall inform each person who is on probation, parole, or  
22 extended supervision on that date and who is disqualified from voting under section  
23 6.03 (1) (b) of the statutes that he or she may not vote in any election until his or her  
24 civil rights are restored.

25 **SECTION 7. Initial applicability.**

↑ auto ref. "KA"

PWF 5

PWF 8

A

ASSEMBLY BILL 373

1 (1) NOTIFICATION REGARDING INELIGIBILITY TO VOTE DURING PAROLE OR EXTENDED  
2 SUPERVISION. The treatment of section 302.117 of the statutes first applies to persons  
3 whom the department of corrections releases to parole or extended supervision on  
4 the effective date of this subsection.

5 (2) NOTIFICATION REGARDING INELIGIBILITY TO VOTE DURING PROBATION. The  
6 treatment of section 973.09 (4m) of the statutes first applies to persons whom the  
7 court places on probation on the effective date of this subsection.

8 (3) NOTIFICATION AT SENTENCING REGARDING INELIGIBILITY TO VOTE. The  
9 ~~renumbering and amendment~~ <sup>treatment</sup> of sections 973.033 and 973.034 of the statutes and the  
10 creation of section 973.176 of the statutes first apply to persons whom the court  
11 sentences on the effective date of this subsection.

12 SECTION 8. Effective date. This act takes effect on the day after publication,  
13 except as follows:

14 (1) The treatment of sections 302.117 and 973.09 (4m) of the statutes <sup>, 973.033, 973.034,</sup>  
15 ~~renumbering and amendment of sections 973.033 and 973.034 of the statutes,~~ <sup>the</sup>  
16 creation of section 973.176 of the statutes, and SECTION (7) (1), (2), and (3) of this act  
17 take effect on the first day of the 3rd month beginning after publication.

18 (END)

*keep common.*  
*42*  
*a.r. a.r. a.r.*  
*auto ref. "KA"*