

2005 ASSEMBLY BILL 708

1 **AN ACT** *to renumber and amend* 939.623 (2); and *to create* 939.623 (2) (b) of
2 the statutes; **relating to:** lifetime imprisonment for certain sex offenders and
3 providing a penalty.

Analysis by the Legislative Reference Bureau

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

4 **SECTION 1.** 939.623 (2) of the statutes is renumbered 939.623 (2) (a) and
5 amended to read:
6 939.623 **(2)** (a) ~~If Except as provided in par. (b), if~~ a person has one or more prior
7 convictions for a serious sex crime and subsequently commits a serious sex crime, the
8 court shall impose a bifurcated sentence under s. 973.01. The term of confinement
9 in prison portion of a bifurcated sentence imposed under this subsection may not be
10 less than 3 years and 6 months, but otherwise the penalties for the crime apply,

ASSEMBLY BILL 708

1 subject to any applicable penalty enhancement. The court may not place the
2 defendant on probation.

3 **SECTION 2.** 939.623 (2) (b) of the statutes is created to read:

4 939.623 **(2)** (b) If a person has one or more prior convictions for a violation of
5 s. 940.225 (1) or for a comparable crime under federal law or the law of any state and
6 subsequently is convicted of a violation of s. 940.225 (1), the maximum term of
7 imprisonment for the violation of s. 940.225 (1) is life imprisonment without the
8 possibility of parole or extended supervision.

9 **(END)**