

2005 Assembly Bill 708

Date of enactment: **April 6, 2006**
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2005 WISCONSIN ACT 271

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

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

SECTION 1. 939.623 (2) of the statutes is renumbered 939.623 (2) (a) and amended to read:

939.623 (2) (a) If Except as provided in par. (b), if a person has one or more prior convictions for a serious sex crime and subsequently commits a serious sex crime, the court shall impose a bifurcated sentence under s. 973.01. The term of confinement in prison portion of a bifurcated sentence imposed under this subsection may not be less than 3 years and 6 months, but otherwise the penalties for

the crime apply, subject to any applicable penalty enhancement. The court may not place the defendant on probation.

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

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

* Section 991.11, WISCONSIN STATUTES 2003-04 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].