

## 2005 ASSEMBLY BILL 708

September 27, 2005 – Introduced by Representatives WIECKERT, SUDER, MUSSER, KLEEFISCH, TOWNSEND, GUNDERSON, ALBERS, GRONEMUS, KAUFERT, BIES, OWENS, WASSERMAN, GARD, VOS, KREIBICH and SHERIDAN, cosponsored by Senators HARSDORF, KANAVAS, ELLIS, GROTHMAN, A. LASEE and ROESSLER. Referred to Committee on Criminal Justice and Homeland Security.

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*

Under current law, if a person has one or more prior convictions for first-degree sexual assault or second-degree sexual assault (serious sex crime) and is subsequently convicted of a serious sex crime, the court must impose a bifurcated sentence (a sentence that consists of a term of confinement in prison and a term of extended supervision) and may not place the defendant on probation. The term of confinement in prison may not be less than three years and six months and, for first-degree sexual assault, may not exceed 40 years.

This bill changes the maximum penalty if the person has one or more prior convictions for first-degree sexual assault or the equivalent in any jurisdiction and is subsequently convicted of first-degree sexual assault. In that case, the court may impose a life sentence on the person without parole or extended supervision.

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a report concerning the proposed penalty and the costs or savings that are likely to result if the bill is enacted.

