2007 SENATE BILL 290

October 11, 2007 – Introduced by Senators Plale, Lazich, Darling and Roessler, cosponsored by Representatives Kleefisch, Sinicki, Suder, Berceau, Montgomery, Musser, Lemahieu, A. Ott, Petrowski and Gunderson. Referred to Committee on Judiciary and Corrections.

- 1 AN ACT *to amend* 969.01 (2) (c) of the statutes; **relating to:** releasing a person
- 2 convicted of certain offenses.

Analysis by the Legislative Reference Bureau

Under current law, a trial judge has discretion to release a person from imprisonment after the person is convicted but before the person is sentenced or granted probation.

Under this bill, if the person has been convicted of a Class A felony or Class B felony that involved sexual assault, a trial judge may not release the person from imprisonment before sentencing or the granting of probation.

For further information see the *state and 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:

- **SECTION 1.** 969.01 (2) (c) of the statutes is amended to read:
- 4 969.01 **(2)** (c) In felonies, release may be allowed upon appeal in the discretion
- of the trial court. <u>This paragraph does not apply if the person was convicted of a Class</u>
- 6 A felony or Class B felony under s. 940.225, 948.02, or 948.025.