

**2007 DRAFTING REQUEST**

**Bill**

Received: **09/18/2006**

Received By: **chanaman**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Steinmetz**

This file may be shown to any legislator: **NO**

Drafter: **chanaman**

May Contact:

Addl. Drafters:

Subject: **Correctional System - misc  
Criminal Law - sex offenses**

Extra Copies:

Submit via email: **NO**

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**Pre Topic:**

DOA:.....Steinmetz, BB0016 -

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**Topic:**

Allow department to require all sex offender registrants to pay an annual fee

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**Instructions:**

See Attached

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**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>
/?	chanaman 09/22/2006	wjackson 09/23/2006		_____			S&L
/1			rschluet 09/25/2006	_____	sbasford 09/25/2006		S&L
/2	chanaman 10/06/2006	wjackson 10/10/2006	rschluet 10/11/2006	_____	sbasford 10/11/2006		

FE Sent For:

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*Handwritten:* 10/16 P6 <END>

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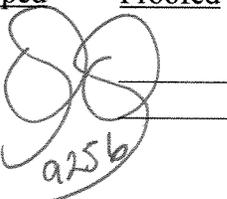
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/?	chanaman	1 WLJ 9/23					

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<END>

## 2007-09 Budget Bill Statutory Language Drafting Request

- Topic: Sex Offender Management Appropriation
- Tracking Code: BB 0016
- SBO team: General Government and Justice
- SBO analyst: Jana Steinmetz
  - Phone: 266-2213
  - Email: Jana.Steinmetz@Wisconsin.gov
- Agency acronym: DOC
- Agency number: 410
- Priority (Low, Medium, High): Medium

-0241

**Department of Corrections  
2007-2009 Biennial Budget  
Statutory Language Request**

**Topic:** Sex Offender Management Appropriation

**Current Language**

Current language at §301.45(10) allows the Department to charge a person who must register as a sex offender and who is in its custody or on probation, parole, or extended supervision to pay an annual fee of up to \$50 to partially offset its costs in monitoring persons on probation, parole, or extended supervision. The fees are deposited in appropriation under §20.410(1)(gd) *Sex offender management*.

**Proposed Change**

§301.45(10) The Department may require a person who must register as a sex offender ~~and who is in its custody or on probation, parole, or extended supervision~~ to pay an annual fee of up to \$50 to partially offset its costs in monitoring persons on probation, parole, or extended supervision. The department shall establish any such fee by rule, but the fee may not exceed \$50.

**Effect of the Change**

This change would increase the number of people who would be required to pay the sex offender management fee to include all persons required to register, not just those in custody or on probation, parole, or extended supervision. This would include offenders who are required to register but who are no longer under the custody or supervised by the Department. Increasing the number of offenders charged the fee should increase the revenues generated from the fee and thus offset a greater share of the costs of community corrections.

**Rationale for the Change**

The number of sex offenders on the sex offender registry has increased considerably over the years, which requires increased staff time in the Department's Sex Offender Management Unit and the Monitoring Center. The registration workload does not decrease when the offender is no longer in custody or under the supervision of the Department. The Department is requesting to extend the registration fee to all those who are required to register on the Department's Sex Offender Registry.

**Desired Effective Date:** Upon Passage of Bill  
**Agency:** DOC  
**Agency Contact:** Bob Nikolay  
**Phone:** 240-5405



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-0241/?

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DOA:.....Steinmetz, BB0016 - Allow department to require all sex offender registrants to pay an annual fee

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

DO NOT GEN

1 AN ACT ...; relating to: the budget.

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***Analysis by the Legislative Reference Bureau***

Under current law, DOC may require a person who must register as a sex offender and who is in DOC custody or on probation, parole, or extended supervision to pay an annual fee. This bill permits DOC to require any person who must register as a sex offender to pay the annual fee.

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:***

2 SECTION 1. 20.410 (1) (gd) of the statutes is amended to read:

3 20.410 (1) (gd) *Sex offender management*. The amounts in the schedule for the  
4 supervision of persons ~~on probation, parole, or extended supervision who are~~  
5 required to register as sex offenders under s. 301.45. All moneys received from sex  
6 offenders under s. 301.45 (10) shall be credited to this appropriation account.

1           **SECTION 2.** 301.45 (10) of the statutes is amended to read:

2           **301.45 (10)** The department may require a person who must register as a sex  
3 offender ~~and who is in its custody or on probation, parole, or extended supervision~~  
4 to pay an annual fee to partially offset its costs in monitoring persons ~~on probation,~~  
5 ~~parole, or extended supervision~~ who must register as sex offenders. The department  
6 shall establish any such fee by rule, but the fee may not exceed \$50.

**History:** 1995 a. 440 ss. 26 to 49, 53 to 74; Stats. 1995 s. 301.45; 1997 a. 3, 35, 130, 191, 237, 283; 1999 a. 9, 89, 156, 186; 2001 a. 38, 96, 109; 2003 a. 50, 53; 2005 a. 25, 253, 277, 344, 432, 434.

\*\*\*\*NOTE: Jana, please review my changes. Your rationale indicated that the expansion of the fee was to offset the costs of monitoring people who were no longer on probation, parole, or ES. So I changed the language. Is that correct?

7

(END)



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-0241/1

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DOA:.....Steinmetz, BB0016 - Allow department to require all sex offender registrants to pay an annual fee

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

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State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-0241/2  
CMH:wlj:rs

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FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

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