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P3  
stays

DOA:.....Steinmetz, BB0373 - Truth in sentencing phase II council

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

now for cat

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

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*Analysis by the Legislative Reference Bureau*

**CRIMES**

**SENTENCING**

The bill creates a Truth-In-Sentencing Phase II Council (council) in DOA to propose sentencing guidelines to the legislature by January 31, 2008, which is also the date on which the duties of the council end. If the legislature does not pass a bill that contains sentencing guidelines that are informed by the council's proposed guidelines by June 30, 2008, then DOA must propose legislation to revert from determinate sentencing to indeterminate sentencing. If the legislature does not pass a bill that contains sentencing guidelines that are informed by the council's proposed guidelines by August 30, 2008, then the governor must call a special session for the legislature to consider the bill proposed by DOA and the legislature must pass or reject the bill without amendment.

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

2 SECTION 1. 15.107 (18) of the statutes is created to read:

1           15.107 (18) TRUTH-IN-SENTENCING PHASE II COUNCIL. (a) *Creation*. There is  
2 created in the department of administration a council called the  
3 truth-in-sentencing phase II council that shall consist of the following members:

4           1. The state public defender or his or her designee.

5           2. One majority party member and one minority party member from each house  
6 of the legislature, appointed as are the members of standing committees in their  
7 respective houses.

8           3. One district attorney appointed by the governor.

9           4. Three members who are not employed by any unit of federal, state, or local  
10 government, appointed by the governor.

11           5. One representative of crime victims, appointed by the governor.

12           6. One circuit judge, appointed by the supreme court.

13           (b) *Officers*. The governor shall designate annually one of the members of the  
14 council as chairperson. The council may elect officers other than a chairperson from  
15 among its members as its work requires.

16           (c) *Reimbursement and compensation*. Members of the council shall be  
17 reimbursed for their actual and necessary expenses incurred in the performance of  
18 their duties. An officer or employee of the state shall be reimbursed by the agency  
19 that pays the member's salary. Members who are full-time state officers or  
20 employees shall receive no compensation for their services. Other members shall be  
21 paid \$25 per day, in addition to their actual and necessary expenses, for each day on  
22 which they are actually and necessarily engaged in the performance of their duties.

23           (d) *Sunset*. This subsection does not apply after January 31, 2008.

24           SECTION 2. ~~16.964 (14)~~ of the statutes is created to read:

16.015

*B*  
*16.015 = Truth-in-sentencing phase II council*

1 ~~16.964 (14)~~ The truth-in-sentencing phase II council shall propose sentencing  
2 guidelines to the legislature by January 31, 2008.

3 *LPS: PLS chg comp* SECTION 3. 19.42 (10) (p) of the statutes is *created* amended to read:

4 19.42 (10) (p) A member, ~~the executive director, or the deputy director~~ of the  
5 ~~sentencing commission~~ truth-in-sentencing phase II council. *plain*

6 *LPS: PLS chg comp* SECTION 4. 19.42 (13) (o) of the statutes is *created* amended to read:

7 19.42 (13) (o) The position of member, ~~executive director, or deputy director~~ of  
8 the ~~sentencing commission~~ truth-in-sentencing phase II council. *plain*

9 SECTION 5. 20.505 (4) (dr) of the statutes is repealed.

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

10 SECTION 6. 20.505 (4) (ds) of the statutes is created to read:

11 20.505 (4) (ds) *Sentencing council*. The amounts in the schedule for the general  
12 program operations of the truth-in-sentencing phase II council. No money may be  
13 encumbered from the appropriation under this paragraph after January 31, 2008.

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

14 SECTION 7. 20.505 (4) (mr) of the statutes is repealed.

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

15 SECTION 8. 20.505 (4) (ms) of the statutes is created to read:

16 20.505 (4) (ms) *Sentencing council; federal aid*. All moneys received as federal  
17 aid as authorized by the governor under s. 16.54 to carry out the purposes for which  
18 the aid is provided. No money may be encumbered from the appropriation under this  
19 paragraph after January 31, 2008.

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

20 SECTION 9. 20.923 (4) (b) 7. of the statutes is repealed.

1           **SECTION 10.** 20.923 (6) (hr) of the statutes is repealed.

2           **SECTION 11.** 973.017 (2) (a) and (10) of the statutes are amended to read:

3           973.017 (2) (a) If the offense is a felony, the sentencing guidelines adopted  
4 proposed by the sentencing commission truth-in-sentencing phase II council under  
5 s. 973.30 ~~16.964(14)~~<sup>16.015</sup> or, if the sentencing commission truth-in-sentencing phase II  
6 council has not adopted proposed a guideline for the offense, any applicable  
7 temporary sentencing guideline adopted by the sentencing commission created  
8 under 2001 Wisconsin Act 109, or if the sentencing commission did not adopt a  
9 guideline for the offense, any applicable temporary sentencing guideline adopted by  
10 the criminal penalties study committee created under 1997 Wisconsin Act 283.

\*\*\*NOTE: Please review this provision--is that what you intend?

11           **(10) USE OF GUIDELINES; NO RIGHT TO OR BASIS FOR APPEAL.** The requirement  
12 under sub. (2) (a) that a court consider sentencing guidelines proposed by the  
13 truth-in-sentencing phase II council or adopted by the sentencing commission or the  
14 criminal penalties study committee does not require a court to make a sentencing  
15 decision that is within any range or consistent with a recommendation specified in  
16 the guidelines, and there is no right to appeal a court's sentencing decision based on  
17 the court's decision to depart in any way from any guideline.

18           **SECTION 9101. Nonstatutory provisions; Administration.**

19           **(1) SENTENCING GUIDELINES PROPOSED BY TRUTH-IN-SENTENCING PHASE II COUNCIL.**  
20 The legislature shall consider the sentencing guidelines proposed by the  
21 truth-in-sentencing phase II council under section ~~16.964(14)~~<sup>16.015</sup> of the statutes, as  
22 created by this act, and subsequently shall pass a bill on sentencing guidelines,  
23 which do not have to be identical to the guidelines proposed under section ~~16.964(14)~~<sup>16.015</sup>  
24 of the statutes, as created by this act. If such bill on sentencing guidelines is not

1 enacted by June 30, 2008, the department of administration shall propose legislation  
2 that changes the determinate sentencing structure, commonly known as  
3 truth-in-sentencing, to an indeterminate sentencing structure. If such bill on  
4 sentencing guidelines is not enacted by August 30, 2008, then the governor shall call  
5 a special session for the legislature to consider the bill proposed by the department  
6 of administration, and the legislature must pass or reject the bill without  
7 amendment. This subsection does not apply if the truth-in-sentencing phase II  
8 council does not propose sentencing guidelines.

9 (END)

**Hanaman, Cathlene**

---

**From:** Steinmetz, Jana D - DOA  
**Sent:** Friday, January 26, 2007 9:08 AM  
**To:** Hanaman, Cathlene  
**Subject:** draft 1633

Cathlene,

On this draft, the Council should still proposed the legislation by January 1, 2008. Their duties end on January 31<sup>st</sup>.

In section 1, under 15.107(18) (a) 4, three members appointed by the Governor. Can they just be three public members appointed by the Governor, with no restrictions on whether they work for federal, state or local government?

Thanks,  
Jana



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-1633/P3

CMH:kjf

py

DOA:.....Steinmetz, BB0373 - Truth in sentencing phase II council

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

*don't see cat*

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

*Analysis by the Legislative Reference Bureau*

CRIMES

SENTENCING

*on January 31, 2008*

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*and*

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2 created in the department of administration a council called the  
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4           1. The state public defender or his or her designee.

5           2. One majority party member and one minority party member from each house  
6 of the legislature, appointed as are the members of standing committees in their  
7 respective houses.

8           3. One district attorney appointed by the governor.

9           4. Three ~~members~~ <sup>individuals</sup> who are not employed by any unit of federal, state, or local  
10 government appointed by the governor.

11           5. One representative of crime victims, appointed by the governor.

12           6. One circuit judge, appointed by the supreme court.

13           (b) *Officers*. The governor shall designate annually one of the members of the  
14 council as chairperson. The council may elect officers other than a chairperson from  
15 among its members as its work requires.

16           (c) *Reimbursement and compensation*. Members of the council shall be  
17 reimbursed for their actual and necessary expenses incurred in the performance of  
18 their duties. An officer or employee of the state shall be reimbursed by the agency  
19 that pays the member's salary. Members who are full-time state officers or  
20 employees shall receive no compensation for their services. Other members shall be  
21 paid \$25 per day, in addition to their actual and necessary expenses, for each day on  
22 which they are actually and necessarily engaged in the performance of their duties.

23           (d) *Sunset*. This subsection does not apply after January 31, 2008.

24           **SECTION 2.** 16.015 of the statutes is created to read:

1           **16.015 Truth-in-sentencing phase II council.** The truth-in-sentencing  
2 phase II council shall propose sentencing guidelines to the legislature by January 31,  
3 2008. ①

4           **SECTION 3.** 19.42 (10) (pg) of the statutes is created to read:

5           19.42 (10) (pg) A member of the truth-in-sentencing phase II council.

6           **SECTION 4.** 19.42 (13) (p) of the statutes is created to read:

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8 council.

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14 s. 973.30 16.015 or, if the sentencing commission truth-in-sentencing phase II  
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\*\*\*\*NOTE: Please review this provision--is that what you intend?

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3 **SECTION 9101. Nonstatutory provisions; Administration.**

4 (1) SENTENCING GUIDELINES PROPOSED BY TRUTH-IN-SENTENCING PHASE II COUNCIL.

5 The legislature shall consider the sentencing guidelines proposed by the  
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7 by this act, and subsequently shall pass a bill on sentencing guidelines, which do not  
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11 the determinate sentencing structure, commonly known as truth-in-sentencing, to  
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15 legislature must pass or reject the bill without amendment. This subsection does not  
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17 guidelines.

18 (END)

**Hanaman, Cathlene**

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**From:** Steinmetz, Jana D - DOA  
**Sent:** Friday, January 26, 2007 10:19 AM  
**To:** Hanaman, Cathlene  
**Cc:** Reines, Bruce - DOA; Wavrunek, Leah J - DOA  
**Subject:** draft 1633

Cathlene,

Thanks for the quick changes. Those that follow will hopefully be the last of them.

For the nonstat section, we would like to:

- Page 4, line 10 – change the date to June 11, 2008
- Page 4, line 12-14 – strike "If such bill .... proposed by the department of administration,"
- Page 4, line 15 – after "must pass or reject the bill without amendment." add "by August 1, 2008".



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-1633/P4

CMH:kjf:ls

PS

DOA:.....Steinmetz, BB0373 - Truth in sentencing phase II council

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

*down to council*

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

*Analysis by the Legislative Reference Bureau*

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17 guidelines.

18 (END)

by August 1, 2008



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-1633/P5

CMH:kjf:jf

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DOA:.....Steinmetz, BB0373 - Truth in sentencing phase II council  
FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

*do Not gen  
done on car*

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**SECTION 9101**

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State of Wisconsin  
2007 - 2008 LEGISLATURE

07  
LRB-1633/P6  
CMH:kjf&cjs:pa  
Stays

DOA:.....Steinmetz, BB0373 - Truth in sentencing phase II council  
FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

2-NOTE

Don't Gen

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

*Analysis by the Legislative Reference Bureau*

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**SECTION 1**

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22 phase II council shall propose sentencing guidelines to the legislature by January 1,  
23 2008.

24           **SECTION 3.** 19.42 (10) (pg) of the statutes is created to read:

25           19.42 (10) (pg) A member of the truth-in-sentencing phase II council.

1 SECTION 4. 19.42 (13) (p) of the statutes is created to read:  
2 19.42 (13) (p) The position of member of the truth-in-sentencing phase II  
3 council.

4 SECTION 5. 20.923 (4) (b) 7. of the statutes is repealed.

5 SECTION 6. 20.923 (6) (hr) of the statutes is repealed.

6 SECTION 7. 973.017 (2) (a) and (10) of the statutes are amended to read:

7 973.017 (2) (a) If the offense is a felony, the sentencing guidelines adopted  
8 proposed by the senteneing commission truth-in-sentencing phase II council under  
9 s. 973.30 16.015 or, if the senteneing commission truth-in-sentencing phase II  
10 council has not adopted proposed a guideline for the offense, any applicable  
11 temporary sentencing guideline adopted by the sentencing commission created  
12 under 2001 Wisconsin Act 109, or if the sentencing commission did not adopt a  
13 guideline for the offense, any applicable temporary sentencing guideline adopted by  
14 the criminal penalties study committee created under 1997 Wisconsin Act 283.

15 (10) USE OF GUIDELINES; NO RIGHT TO OR BASIS FOR APPEAL. The requirement  
16 under sub. (2) (a) that a court consider sentencing guidelines proposed by the  
17 truth-in-sentencing phase II council or adopted by the sentencing commission or the  
18 criminal penalties study committee does not require a court to make a sentencing  
19 decision that is within any range or consistent with a recommendation specified in  
20 the guidelines, and there is no right to appeal a court's sentencing decision based on  
21 the court's decision to depart in any way from any guideline.

22 SECTION 9101. Nonstatutory provisions; Administration.

23 (1) SENTENCING GUIDELINES PROPOSED BY TRUTH-IN-SENTENCING PHASE II COUNCIL.

24 The legislature shall consider the sentencing guidelines proposed by the  
25 truth-in-sentencing phase II council under section 16.015 of the statutes, as created

\*\*\* Note: This is reconciled s. 973.017 (2)(a). This section has been affected by drafts with the following LRB#s: 1416/S and 1633/P6

1 by this act, and subsequently shall pass a bill on sentencing guidelines, which do not  
 2 have to be identical to the guidelines proposed under section 16.015 of the statutes,  
 3 as created by this act. If such bill on sentencing guidelines is not enacted by June  
 4 11, 2008, the department of administration shall propose legislation that changes  
 5 the determinate sentencing structure, commonly known as truth-in-sentencing, to  
 6 an indeterminate sentencing structure. The legislature must pass or reject the bill  
 7 without amendment by August 1, 2008. This subsection does not apply if the  
 8 truth-in-sentencing phase II council does not propose sentencing guidelines.

(END)

*Date*

*LRB-1633/P6/dn  
CMH:kjf*

*This draft reconciles LRB-1633/P6 and ~~LRB-1416/5~~ LRB-1416/5.  
Both drafts should remain in the compile.*

*CMH*

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1633/P7dn  
CMH:kjf&cjs:rs

January 30, 2007

This draft reconciles LRB-1633/P6 and LRB-1416/5. Both drafts should continue to appear in the compiled bill.

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State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-1633/P7

CMH:kjf&cjs:rs

98

stays

DOA:.....Steinmetz, BB0373 - Truth in sentencing phase II council  
FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

don't get cut

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

*Analysis by the Legislative Reference Bureau*

**CRIMES**

**SENTENCING**

The bill creates a Truth-In-Sentencing Phase II Council (council) in DOA to propose sentencing guidelines to the legislature by January 1, 2008, and the duties of the council end on January 31, 2008. If the legislature does not pass a bill that contains sentencing guidelines that are informed by the council's proposed guidelines by June 11, 2008, then DOA must propose legislation to revert from determinate sentencing to indeterminate sentencing. The legislature must pass or reject the bill without amendment by August 1, 2008.

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

2 SECTION 1. 15.107 (18) of the statutes is created to read:

3 15.107 (18) TRUTH-IN-SENTENCING PHASE II COUNCIL. (a) *Creation*. There is  
4 created in the department of administration a council called the  
5 truth-in-sentencing phase II council that shall consist of the following members:

1 1. The state public defender or his or her designee.

2 2. One majority party member and one minority party member from each house  
3 of the legislature, appointed as are the members of standing committees in their  
4 respective houses.

5 3. One district attorney appointed by the governor.

6 4. Three individuals, appointed by the governor.

7 5. One representative of crime victims, appointed by the governor.

8 6. One circuit judge, appointed by the supreme court.

9 (b) *Officers.* The governor shall designate annually one of the members of the  
10 council as chairperson. The council may elect officers other than a chairperson from  
11 among its members as its work requires.

12 (c) *Reimbursement and compensation.* Members of the council shall be  
13 reimbursed for their actual and necessary expenses incurred in the performance of  
14 their duties. An officer or employee of the state shall be reimbursed by the agency  
15 that pays the member's salary. Members who are full-time state officers or  
16 employees shall receive no compensation for their services. Other members shall be  
17 paid \$25 per day, in addition to their actual and necessary expenses, for each day on  
18 which they are actually and necessarily engaged in the performance of their duties.

19 (d) *Sunset.* This subsection does not apply after January 31, 2008.

20 **SECTION 2.** 16.015 of the statutes is created to read:

21 **16.015 Truth-in-sentencing phase II council.** The truth-in-sentencing  
22 phase II council shall propose sentencing guidelines to the legislature by January 1,  
23 2008.

24 **SECTION 3.** 19.42 (10) (pg) of the statutes is created to read:

25 19.42 (10) (pg) A member of the truth-in-sentencing phase II council.

1           **SECTION 4.** 19.42 (13) (p) of the statutes is created to read:

2           19.42 (13) (p) The position of member of the truth-in-sentencing phase II  
3 council.

4           **SECTION 5.** 973.017 (2) (a) and (10) of the statutes are amended to read:

5           973.017 (2) (a) If the offense is a felony, the sentencing guidelines adopted  
6 proposed by the sentencing commission truth-in-sentencing phase II council under  
7 s. 973.30 16.015 or, if the sentencing commission truth-in-sentencing phase II  
8 council has not adopted proposed a guideline for the offense, any applicable  
9 temporary sentencing guideline adopted by the sentencing commission created  
10 under 2001 Wisconsin Act 109, or if the sentencing commission did not adopt a  
11 guideline for the offense, any applicable temporary sentencing guideline adopted by  
12 the criminal penalties study committee created under 1997 Wisconsin Act 283.

      \*\*\*\*NOTE: This is reconciled s. 973.017 (2) (a). This SECTION has been affected by  
drafts with the following LRB numbers: -1416/5 and -1633/P6

13           **(10) USE OF GUIDELINES; NO RIGHT TO OR BASIS FOR APPEAL.** The requirement  
14 under sub. (2) (a) that a court consider sentencing guidelines proposed by the  
15 truth-in-sentencing phase II council or adopted by the sentencing commission or the  
16 criminal penalties study committee does not require a court to make a sentencing  
17 decision that is within any range or consistent with a recommendation specified in  
18 the guidelines, and there is no right to appeal a court's sentencing decision based on  
19 the court's decision to depart in any way from any guideline.

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20           **SECTION 9101. Nonstatutory provisions; Administration.**

21           (1) SENTENCING GUIDELINES PROPOSED BY TRUTH-IN-SENTENCING PHASE II COUNCIL.

22           The legislature shall consider the sentencing guidelines proposed by the  
23 truth-in-sentencing phase II council under section 16.015 of the statutes, as created

1 by this act, and subsequently shall pass a bill on sentencing guidelines, which do not  
2 have to be identical to the guidelines proposed under section 16.015 of the statutes,  
3 as created by this act. If such bill on sentencing guidelines is not enacted by June  
4 11, 2008, the department of administration shall propose legislation that changes  
5 the determinate sentencing structure, commonly known as truth-in-sentencing, to  
6 an indeterminate sentencing structure. The legislature must pass or reject the bill  
7 without amendment by August 1, 2008. This subsection does not apply if the  
8 truth-in-sentencing phase II council does not propose sentencing guidelines.

9 (END)

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

January 30, 2007

LRB-1633/P7dn

CMH:kjf&cjs

*per dn*  
*Stays*

This draft reconciles LRB-1633/P6 and LRB-1416/5. Both drafts should continue to appear in the compiled bill.

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State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-1633/P8  
CMH:kjf&cjs:pm  
pg  
stays

d-note

DOA:.....Steinmetz, BB0373 - Truth in sentencing phase II council  
FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

1 AN ACT *don't forget*; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

*submit a report on*

CRIMES  
SENTENCING

*and the governor*

The bill creates a Truth-In-Sentencing Phase II Council (council) in DOA to propose sentencing guidelines to the legislature by January 1, 2008, and the duties of the council end on January 31, 2008.

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4 created in the department of administration a council called the  
5 truth-in-sentencing phase II council that shall consist of the following members:

6 1. The state public defender or his or her designee.

## SECTION 1

1           2. One majority party member and one minority party member from each house  
2 of the legislature, appointed as are the members of standing committees in their  
3 respective houses.

4           3. One district attorney appointed by the governor.

5           4. Three individuals, appointed by the governor.

6           5. One representative of crime victims, appointed by the governor.

7           6. One circuit judge, appointed by the supreme court.

8           (b) *Officers.* The governor shall designate annually one of the members of the  
9 council as chairperson. The council may elect officers other than a chairperson from  
10 among its members as its work requires.

11           (c) *Reimbursement and compensation.* Members of the council shall be  
12 reimbursed for their actual and necessary expenses incurred in the performance of  
13 their duties. An officer or employee of the state shall be reimbursed by the agency  
14 that pays the member's salary. Members who are full-time state officers or  
15 employees shall receive no compensation for their services. Other members shall be  
16 paid \$25 per day, in addition to their actual and necessary expenses, for each day on  
17 which they are actually and necessarily engaged in the performance of their duties.

18           (d) *Sunset.* This subsection does not apply after January 31, 2008.

19           SECTION 2. 16.015 of the statutes is created to read:

20           **16.015 Truth-in-sentencing phase II council.** The truth-in-sentencing  
21 phase II council shall <sup>submit a report to</sup> ~~propose sentencing guidelines to~~ the legislature <sup>on sentencing guidelines</sup> ~~by~~ <sup>to</sup> January 1,  
22 2008. <sup>(and the governor)</sup>

23           SECTION 3. 19.42 (10) (pg) of the statutes is created to read:

24           19.42 (10) (pg) A member of the truth-in-sentencing phase II council.

25           SECTION 4. 19.42 (13) (p) of the statutes is created to read:



**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-1633/P9dn  
CMH:kjf:nwn

February 2, 2007

This draft reconciles LRB-1633/P6 and LRB-1416/5. Both drafts should continue to appear in the compiled bill.

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State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-1633/P9  
CMH:kjf&cjs:nwn

DOA:.....Steinmetz, BB0373 - Truth in sentencing phase II council  
FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

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

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*Analysis by the Legislative Reference Bureau*

**CRIMES**

**SENTENCING**

The bill creates a Truth-In-Sentencing Phase II Council (council) in DOA to submit a report on sentencing guidelines to the legislature and the governor by January 1, 2008, and the duties of the council end on January 31, 2008.

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14 that pays the member's salary. Members who are full-time state officers or  
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19           **SECTION 2.** 16.015 of the statutes is created to read:

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21 phase II council shall submit a report on sentencing guidelines to the legislature and  
22 to the governor by January 1, 2008.

23           **SECTION 3.** 19.42 (10) (pg) of the statutes is created to read:

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