



## WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

<b>2013 Senate Bill 549</b>	<b>Senate Amendment 1</b>
<i>Memo published: March 3, 2014</i>	<i>Contact: Chad Brown, Staff Attorney (266-0922)</i>

Senate Bill 549 relates to the creation of a system of short-term sanctions by the Department of Corrections (DOC) to be applied to offenders who violate the conditions of their parole, probation, extended supervision, or deferred prosecution agreements.

### **Senate Bill 549**

Senate Bill 549 directs DOC to develop, by rule, a system of short-term sanctions for offenders who violate conditions of their parole, probation, extended supervision, and deferred prosecution agreements. The system must set forth a list of sanctions for the most common violations and must fulfill a number of other conditions, including: taking into account the goals of protecting the public, correcting the offender's behavior, and holding the offender accountable; ensuring that efforts to minimize the impact on an offender's employment and family are made; and providing examples of high, medium, and low level sanctions and the factors to consider when determining which level of sanctions to apply.

The bill also requires DOC to perform reviews of the sanctions imposed under the system to assess disparities among sanctions, evaluate the effectiveness of sanctions, and monitor the impact of the sanctions on the number and type of revocations.

In addition, the bill grants authority to district attorneys to impose sanctions under the system on defendants who violate conditions of a deferred prosecution agreement. The bill also grants authority to DOC to confine an offender who is on probation or parole for up to 90 days in a county jail or regional detention facility if the offender signs a statement admitting a violation of a condition or rule.

### **Senate Amendment 1**

Under the bill, DOC may confine an offender who is on probation in a county jail or regional detention facility if the offender admits to violating a condition of his or her probation. Senate Amendment 1 gives DOC authority to contract with local governments for temporary housing or detention of offenders on probation in county jails or houses of correction.

### **Bill History**

Senate Amendment 1 was offered by Senator Harsdorf on February 21, 2014. On February 27, 2014, the Senate Committee on Transportation, Public Safety, and Veterans and Military Affairs recommended adoption of the amendment on a vote of Ayes, 5; Noes, 0. The committee then voted to recommend passage of the bill, as amended, on a vote of Ayes 5; Noes, 0.

CB:ksm