



State of Wisconsin
2015 - 2016 LEGISLATURE

LRBa1896/1
PJH:cjs

**SENATE AMENDMENT 1,
TO SENATE BILL 482**

February 11, 2016 – Offered by Senator DARLING.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 8: delete lines 8 to 12.

3 **2.** Page 3, line 16: delete lines 16 and 17 and substitute:

4 “**(2)** ELIGIBILITY. (a) If an offender is incarcerated and is eligible for release to
5 extended supervision, he or she may apply under this section when less than 12
6 months remain on his or her term of confinement in prison.

7 (b) If an offender is on extended supervision or probation, he or she may apply
8 under this section when less than 12 months remain on his or her sentence.

9 (c) If an offender is eligible for parole, he or she may apply under this section
10 if the parole commission so recommends.”.

11 **3.** Page 4, line 1: after “investigator shall” insert “consider information
12 contained in a presentence investigation report prepared under s. 972.15 or s.
13 973.031, the results of the risk and needs assessment performed by the department

1 on the offender, and the offender’s conduct while he or she was incarcerated. The
2 investigator shall also”.

3 **4.** Page 4, line 22: delete “hold a hearing to determine” and substitute “, within
4 60 days of receiving the report and recommendation under sub. (3) (c), determine”.

5 **5.** Page 4, line 23: delete “The parole commission” and substitute “An offender
6 may not seek review of a determination made by the parole commission under this
7 subsection.”.

8 **6.** Page 4, line 24: delete lines 24 and 25.

9 **7.** Page 6, line 10: delete “The court” and substitute “Considering information
10 contained in a presentence investigation report prepared under s. 972.15, the court”.

11 **8.** Page 6, line 12: after “s. 304.068.” insert “If no presentence investigation
12 report was prepared under s. 972.15, the court may request the department to
13 prepare one for the purpose of determining the defendant’s eligibility.”.

14 (END)