

# State of Wisconsin



2017 Senate Bill 55

Date of enactment: April 16, 2018  
Date of publication\*: April 17, 2018

## 2017 WISCONSIN ACT 309

AN ACT to amend 939.619 (1) and 939.619 (2) of the statutes; relating to: crimes subject to a mandatory minimum sentence.

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

**SECTION 1.** 939.619 (1) of the statutes is amended to read:

939.619 (1) In this section, "serious violent crime" means a violation of s. 940.02, 940.03 or, 940.05, 940.06, 940.09, 940.19 (5), 940.21, 940.305, 940.31, 941.327 (2) (b) 2., 3., or 4., 943.02, 943.23 (1g), 943.32 (2), 943.87, 948.03 (2) (a) or (5), 948.051, or 948.30 (2).

**SECTION 2.** 939.619 (2) of the statutes is amended to read:

939.619 (2) If a person has one or more prior convictions for a serious violent crime or a crime punishable by

life imprisonment and subsequently commits a serious violent crime, the court shall impose a bifurcated sentence under s. 973.01. The term of confinement in prison portion of a bifurcated sentence imposed under this subsection may not be less than ~~3~~ 5 years and ~~6 months~~, but otherwise the penalties for the crime apply, subject to any applicable penalty enhancement. The court may not place the defendant on probation.

**SECTION 3. Initial applicability.**

(1) This act first applies to crimes committed on the effective date of this subsection but does not preclude the counting of offenses as prior offenses for the purposes of sentencing.

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\* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."