



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2017 Senate Bill 339

Senate Amendment 1

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Under Wisconsin's "Huber law," any person sentenced to a county jail, or certain other facilities, for reasons specified in s. 303.08, Stats., may be granted the privilege of leaving the jail during necessary and reasonable hours for several purposes, including employment.

2017 SENATE BILL 339

Senate Bill 339 allows a probationer confined in a county jail or county house of correction for a probation violation to participate in Huber release. To be eligible for Huber release the person must have been placed on probation for a misdemeanor and the probation violation for which he or she is confined is not a crime. Under the bill, the sheriff or superintendent of the house of correction, in conjunction with the Department of Corrections (DOC) is responsible for determining a probationer's eligibility to participate and may terminate participation at any time. The purposes for which Huber release may be granted to a probationer confined on a probation hold include the following:

- Seeking employment or engaging in employment training.
- Working at employment.
- Performing court-ordered community service.
- Medical treatment.

SENATE AMENDMENT 1

Senate Amendment 1 allows a probationer confined in a **tribal jail** for a probation violation to participate in Huber release if the probationer meets the requirements specified in the bill. Similar to the bill, under the amendment, the **tribal police of chief**, in conjunction with the DOC, is responsible for determining eligibility for Huber release.

BILL HISTORY

Senator Feyen introduced Senate Amendment 1 on August 28, 2017. On September 19, 2017, the Senate Committee on Judiciary and Public Safety voted to recommend adoption of Senate Amendment 1 and passage of the bill, as amended, on votes of Ayes, 5; Noes, 0.

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