SENATE SUBSTITUTE AMENDMENT 1, TO 1995 SENATE BILL 602

March 21, 1996 - Offered by Senator ADELMAN.

contract shall provide for all of the following:

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1	$AN\ ACT \textit{to renumber and amend } 301.21\ (1); \textit{to amend } 301.21\ (title),\ 301.21\ (2),\ 301.21$
2	301.21 (4), 301.21 (5) and 302.02 (3t); and <i>to create</i> 301.21 (1g) of the statutes;
3	relating to: contracts providing for the confinement of prisoners of this state
4	in certain other states.
	The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:
5	Section 1. 301.21 (title) of the statutes is amended to read:
6	301.21 (title) Contracts with Minnesota certain states.
7	Section 2. 301.21 (1) of the statutes is renumbered 301.21 (1r), and 301.21 (1r)
8	(intro.), (e), (g) and (j), as renumbered, are amended to read:
9	301.21 (1r) (intro.) The department may enter into one or more contracts with
10	the state of Minnesota one or more of the states specified in sub. (1g) for the transfer
11	and confinement in Minnesota the state with which the department is contracting
12	of prisoners who have been committed to the custody of the department. Any such

1	(e) Waiver of extradition by Minnesota and Wisconsin and the state with which
2	the department is contracting.
3	(g) Regular reporting procedures concerning Wisconsin prisoners by
4	Minnesota officials on Wisconsin prisoners of the state with which the department
5	is contracting.
6	(j) Any other matters as are necessary and appropriate to fix the obligations,
7	responsibilities and rights of Minnesota and Wisconsin and the state with which the
8	department is contracting.
9	Section 3. 301.21 (1g) of the statutes is created to read:
10	301.21 (1g) The department may enter into a contract under sub. (1r) with any
11	of the following states:
12	(a) Illinois.
13	(b) Iowa.
14	(c) Michigan.
15	(d) Minnesota.
16	Section 4. 301.21 (2) of the statutes is amended to read:
17	301.21 (2) Inmates from Wisconsin state prisons while in Minnesota
18	institutions an institution in another state under a contract entered into under sub.
19	(1r) are subject to all provisions of law and regulation concerning the confinement
20	of persons committed for violations of the laws of Minnesota that state, except as
21	otherwise provided for by any contract entered into under sub. (1) $(1r)$.
22	Section 5. 301.21 (4) of the statutes is amended to read:
23	301.21 (4) Sections 16.75 and 301.08 (2) do not apply to contracts entered into
24	under sub. (1) $(1r)$.
25	Section 6. 301.21 (5) of the statutes is amended to read:

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301.21 (5) The provisions of this section are severable, as provided in s. 990.001 (11). The provisions of any contract entered into under sub. (1) (1r) are severable. If any provision of such a contract is invalid, or if the application of a provision of the contract to any person or circumstance is invalid, the invalidity does not affect other provisions or applications which can be given effect without the invalid provision or application.

Section 7. 302.02 (3t) of the statutes is amended to read:

302.02 (3t) (title) Minnesota Other States' institutions. For all purposes of discipline and for judicial proceedings, each Minnesota institution of another state authorized for use under s. 301.21 and the precincts thereof shall be deemed to be in a county in which the institution is physically located, and the courts of that county shall have jurisdiction of any activity, wherever located, conducted by such Minnesota the institution.

14 (END)