State of Misconsin 2005 - 2006 LEGISLATURE

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SENATE AMENDMENT 2, TO 2005 SENATE BILL 530

March 3, 2006 - Offered by Senator ROESSLER.

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

- 2 **1.** Page 2, line 17: delete "2" and substitute "5 nor more than 7".
- 3 **2.** Page 3, line 16: delete "7" and substitute "10".
- **3.** Page 4, line 8: delete "2" and substitute "5 nor more than 7".
- 5 **4.** Page 5, line 1: delete "7" and substitute "10".
- **5.** Page 5, line 15: delete "60" and substitute "30".
- 7 **6.** Page 5, line 23: after that line insert:
- 8 **"Section 10m.** 346.65 (8) of the statutes is created to read:
- 9 346.65 (8) There shall be a pilot project in Winnebago County providing for
- alternative penalties under this section, which penalties shall be as specified in subs.
- 11 (2) (bm) and (cm), (2j) (bm) and (cm), and (3r).".

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- **7.** Page 5, line 24: delete the material beginning with that line and ending with page 6, line 5.
 - **8.** Page 6, line 5: after that line insert:

"Section 11m. 973.11 (1) (intro.) of the statutes, as affected by 2003 Wisconsin Act 33, is amended to read:

973.11 (1) Placements. (intro.) If a person is convicted of or pleads guilty or no contest to one or more misdemeanors for which either mandatory periods of imprisonment are not required or the person is sentenced under s. 346.65 (2) (bm) or (cm), (2j) (bm) or (cm), or (3r), if the chief judge of the judicial administrative district has approved a volunteers in probation program established in the applicable county, and if the court decides that volunteer supervision under the program will likely benefit the person and the community and subject to the limitations under sub. (3), the court may withhold sentence or judgment of conviction and order that the person be placed with that volunteers in probation program. A person's participation in the program may not be used to conceal, withhold, or mask information regarding the judgment of conviction if the conviction is required to be included in a record kept under s. 343.23 (2) (a). Except as provided in sub. (3), the order shall provide any conditions that the court determines are reasonable and appropriate and may include, but need not be limited to, one or more of the following:".

(END)