



State of Wisconsin  
2021 - 2022 LEGISLATURE

LRB-1985/P2  
MLJ:amn

DOA:.....Hutter, BB0593 - Huber release for extended supervision

**FOR 2021-2023 BUDGET -- NOT READY FOR INTRODUCTION**

AN ACT ...; relating to: the budget.

---

*Analysis by the Legislative Reference Bureau*

**CORRECTIONAL SYSTEM**

**ADULT CORRECTIONAL SYSTEM**

***Huber release for individuals on probation, parole, or extended supervision***

Under current law, a probationer who is detained in a county jail or other county facility for a probation violation may participate in Huber release for employment-related or medical purposes only if his or her probation is due to a misdemeanor conviction and the probation violation for which he or she is detained is not a crime.

This bill allows all probationers, parolees, and individuals on extended supervision who are detained pending disposition of revocation proceedings, investigation of a rule violation, or for a short-term sanction to participate in Huber release for any Huber purpose.

---

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

**SECTION 1.** 302.335 (2j) of the statutes is amended to read:

302.335 (2j) The department shall allow a probationer, parolee, or person on extended supervision who is detained in a county jail, tribal jail, or county house of correction under this section to be considered for participation in a program under s. 303.08 (1) (a), (b), ~~(bn), or (e)~~ if ~~the person was placed on probation for a misdemeanor and the probation violation for which he or she is confined is not a crime.~~ The sheriff, tribal chief of police, or superintendent of the house of correction, in conjunction with the department, shall determine the probationer's eligibility to participate in such programs and may terminate participation at any time.

**SECTION 2.** 303.08 (1) (intro.) of the statutes is amended to read:

303.08 (1) (intro.) Any person sentenced to a county jail for crime, nonpayment of a fine or forfeiture, or contempt of court or subject to a confinement sanction under s. ~~302.113 (8m) or 302.114 (8m) or 302.115~~ or a probationer, parolee, or person on extended supervision who is detained in a county jail, tribal jail, or other county facility ~~for a probation violation who meets the criteria under s. 302.335 (2j) pending disposition of revocation proceedings, investigation of a rule violation, or for a short-term sanction~~ may be granted the privilege of leaving the jail during necessary and reasonable hours for any of the following purposes:

\*\*\*NOTE: This is reconciled s. 303.08 (1) (intro.). This SECTION has been affected by drafts with the following LRB numbers: -0473/P3 and -1985/P1.

(END)