

## State of Misconsin 2019 - 2020 LEGISLATURE

## **PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

1	AN ACT to repeal 946.49 (1) (a) and (b); to renumber and amend 946.49 (1)
2	(intro.); and <i>to amend</i> 946.49 (2) of the statutes; <b>relating to:</b> bail jumping and
3	providing a penalty.

## Analysis by the Legislative Reference Bureau

This bill is explained in the NOTES provided by the Joint Legislative Council in the bill.

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a report.

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

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This bill was prepared for the Joint Legislative Council's committee on Bail and Conditions of pretrial release. The draft changes the penalty for bail jumping under s. 946.49, Stats. Currently, bail jumping is a Class A misdemeanor if the offense with which the person is charged is a misdemeanor, and is a Class H felony if the offense with which the person is charged is a felony. The draft makes any bail jumping violation a Class A misdemeanor, regardless of the underlying offense.

4 SECTION 1. 946.49 (1) (intro.) of the statutes is renumbered 946.49 (1) and

5 amended to read:

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8	(END)
	****NOTE: The bill draft changes the bail jumping penalty that applies to both offenders and witnesses to a Class A misdemeanor. Currently, the penalty for a witness who fails to appear is a Class I felony. Does the committee wish to change the penalty for witnesses, or only for offenders?
7	guilty of a Class <del>I felony <u>A misdemeanor</u> for failure to appear as provided.</del>
6	946.49 (2) A witness for whom bail has been required under s. 969.01 (3) is
5	<b>SECTION 3.</b> 946.49 (2) of the statutes is amended to read:
4	SECTION 2. 946.49 (1) (a) and (b) of the statutes are repealed.
3	misdemeanor.
2	intentionally fails to comply with the terms of his or her bond is: <u>guilty of a Class A</u>
1	946.49 (1) Whoever, having been released from custody under ch. 969,