

1983 Assembly Bill 206

Date of enactment: **October 26, 1983**
Date of publication: **November 2, 1983**

1983 Wisconsin Act 64

AN ACT *to amend 57.06 (1); and to create 57.06 (1m) of the statutes, relating to parole eligibility.*

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

SECTION 1. 57.06 (1) of the statutes is amended to read:

57.06 (1) ~~The~~ Except as provided in sub. (1m), the department may parole an inmate of the Wisconsin state prisons or any felon or any person serving at least one year or more in the Milwaukee county house of correction or a county reforestation camp organized under s. 56.07, when he or she has served ~~one-half~~ 25% of the ~~minimum term prescribed by statute~~ sentence imposed for the offense, or 6 months, whichever is greater, or when he or she has served 20 years of a life term less the deduction earned for good conduct as provided in s. 53.11. The person serving the life term shall be given credit for time served prior to sentencing under s. 973.155, including good time under s. 973.155 (4). The department shall not provide any convicted offender or other person sentenced to its custody any parole eligibility or evaluation until the person has been confined at least 60 days following sentencing. ~~Parole eligibility shall be computed according to this subsection for all persons incarcerated on or after June 29, 1974, except that parole eligibility for all persons serving a life term shall be determined under this subsection.~~ The district attorney and judge who tried the inmate shall be notified in writing at least 10 days before the first application for parole is acted upon and if they so request be given like notice of each subsequent application. Before a person is released on parole under this subsection, the department shall so notify the municipal police department and the county sheriff for the area where the person will be residing. The notification requirement does not apply if a municipal department or county sheriff submits to the department a written statement waiving the right to be notified.

SECTION 2. 57.06 (1m) of the statutes is created to read:

57.06 (1m) The department may waive the 25% service of sentence requirement under sub. (1) for an inmate upon the recommendation of the parole board. The parole board may recommend a waiver of the requirement only if it determines that extraordinary circumstances warrant an early release and the sentencing court has been notified and permitted to comment upon the proposed recommendation.

SECTION 3. **Initial applicability.** This act first applies to crimes committed on the effective date of this act.