

State of Wisconsin



2023 Assembly Bill 47

Date of enactment: **August 4, 2023**

Date of publication*: **August 5, 2023**

2023 WISCONSIN ACT 31

AN ACT *to amend* 304.06 (1) (c) 3., 304.06 (1) (d) 1., 304.06 (1) (d) 2., 304.06 (1) (d) 3g., 304.06 (1) (eg) and 304.063 (2) (a); and *to create* 304.01 (3) and (4) of the statutes; **relating to:** public access to actions by Parole Commission.

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

SECTION 1. 304.01 (3) and (4) of the statutes are created to read:

304.01 (3) The department shall post on the department's public Internet site the individuals granted parole, denied parole, and returned to prison following the revocation of parole. The department shall post aggregate numbers that identify monthly totals and yearly totals. The yearly totals shall be presented by the crime for which the individual was convicted; the sex, race, and age of the individual; and the locality in which the individual was convicted.

(4) Any guidance documents that the parole commission uses to guide parole decisions shall be posted on the department's public Internet site.

SECTION 2. 304.06 (1) (c) 3. of the statutes is amended to read:

304.06 (1) (c) 3. The victim of the crime committed by the inmate or, if the victim died as a result of the crime, an adult member of the victim's family and any member of the victim's family who was younger than 18 years old at the time the crime was committed but is now 18 years old or older or, if the victim is younger than 18 years old, the victim's parent or legal guardian,

upon submission of a card under par. (f) requesting notification.

SECTION 3. 304.06 (1) (d) 1. of the statutes is amended to read:

304.06 (1) (d) 1. The notice under par. (c) shall inform the offices and persons under par. (c) 1. to 3. of the manner in which they may provide written statements under this subsection, shall inform persons under par. (c) 3. ~~of the manner in which~~ that they may attend interviews or hearings and make statements under par. (eg) and shall inform persons under par. (c) 3. who are victims, or family members of victims, of crimes specified in s. 940.01, 940.03, 940.05, 940.225 (1), (2), or (3), 948.02 (1) or (2), 948.025, 948.06, or 948.07 of the manner in which they may have direct input in the parole decision-making process under par. (em). The parole commission shall provide notice under this paragraph for an inmate's first application for parole and, upon request, for subsequent applications for parole.

SECTION 4. 304.06 (1) (d) 2. of the statutes is amended to read:

304.06 (1) (d) 2. The notice shall be by 1st class mail to an office's or a person's last-known address sent at least ~~3 weeks~~ 90 days before the interview or hearing upon the application for parole.

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

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SECTION 5. 304.06 (1) (d) 3g. of the statutes is amended to read:

304.06 (1) (d) 3g. If applicable, the notice shall state the date of the interview or hearing that is the ~~person~~ subject of the notice.

SECTION 6. 304.06 (1) (eg) of the statutes is amended to read:

304.06 (1) (eg) The parole commission shall permit any person under par. (c) 3. to ~~attend~~ make a statement at any interview or hearing on the application for parole

of an applicable inmate ~~and to make a statement at that interview or hearing.~~

SECTION 7. 304.063 (2) (a) of the statutes is amended to read:

304.063 (2) (a) The victim of the crime committed by the prisoner or, if the victim died as a result of the crime, an adult member of the victim's family and any member of the victim's family who was younger than 18 years old at the time the crime was committed but is now 18 years old or older or, if the victim is younger than 18 years old, the victim's parent or legal guardian.
