SENATE SUBSTITUTE AMENDMENT 1,

TO ASSEMBLY BILL 47

May 16, 2023 – Offered by Senator WANGGAARD.

1   AN ACT *to amend* 304.06 (1) (c) 3., 304.06 (1) (d) 1., 304.06 (1) (d) 2., 304.06 (1)

2   (d) 3g., 304.06 (1) (eg) and 304.063 (2) (a); and *to create* 304.01 (3) and (4) of

3   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:

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

5   304.01 **(3)** The department shall post on the department's public Internet site

6   the individuals granted parole, denied parole, and returned to prison following the

7   revocation of parole. The department shall post aggregate numbers that identify

8   monthly totals and yearly totals. The yearly totals shall be presented by the crime

9   for which the individual was convicted; the sex, race, and age of the individual; and

10   the locality in which the individual was convicted.

11   **(4)** Any guidance documents that the parole commission uses to guide parole

12   decisions shall be posted on the department's public Internet site.

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

2   304.06 **(1)** (c) 3. The victim of the crime committed by the inmate or, if the victim

3   died as a result of the crime, an adult member of the victim's family <u>and any member</u>

4   <u>of the victim's family who was younger than 18 years old at the time the crime was</u>

5   <u>committed but is now 18 years old or older</u> or, if the victim is younger than 18 years

6   old, the victim's parent or legal guardian, upon submission of a card under par. (f)

7   requesting notification.

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

9   304.06 **(1)** (d) 1. The notice under par. (c) shall inform the offices and persons

10   under par. (c) 1. to 3. of the manner in which they may provide written statements

11   under this subsection, shall inform persons under par. (c) 3. ~~of the manner in which~~

12   <u>that</u> they may attend interviews or hearings and make statements under par. (eg)

13   and shall inform persons under par. (c) 3. who are victims, or family members of

14   victims, of crimes specified in s. 940.01, 940.03, 940.05, 940.225 (1), (2), or (3), 948.02

15   (1) or (2), 948.025, 948.06, or 948.07 of the manner in which they may have direct

16   input in the parole decision-making process under par. (em). The parole commission

17   shall provide notice under this paragraph for an inmate's first application for parole

18   and, upon request, for subsequent applications for parole.

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

20   304.06 **(1)** (d) 2. The notice shall be by 1st class mail to an office's or a person's

21   last-known address sent at least ~~3 weeks~~ <u>90 days</u> before the interview or hearing

22   upon the application for parole.

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

24   304.06 **(1)** (d) 3g. If applicable, the notice shall state the date of the interview

25   or hearing that <u>is</u> the ~~person may attend~~ <u>subject of the notice</u>.

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

2   304.06 **(1)** (eg) The parole commission shall permit any person under par. (c)

3   3. to ~~attend~~ <u>make a statement at</u> any interview or hearing on the application for

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

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

6   304.063 **(2)** (a) The victim of the crime committed by the prisoner or, if the

7   victim died as a result of the crime, an adult member of the victim's family <u>and any</u>

8   <u>member of the victim's family who was younger than 18 years old at the time the</u>

9   <u>crime was committed but is now 18 years old or older</u> or, if the victim is younger than

10   18 years old, the victim's parent or legal guardian.

11   **(END)**