

## State of Misconsin 2019 - 2020 LEGISLATURE

LRB-0864/P2 MLJ:amn

## PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

- 1 AN ACT to repeal 946.49 (1) (a) and (b); to renumber and amend 946.49 (1) (intro.); and to amend 946.49 (2) of the statutes; relating to: 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'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.

- **SECTION 1.** 946.49 (1) (intro.) of the statutes is renumbered 946.49 (1) and
- 5 amended to read:

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 I felony A misdemeanor for failure to appear as provided.
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	<b>Section 2.</b> 946.49 (1) (a) and (b) of the statutes are repealed.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: guilty of a Class A
1	946.49 (1) Whoever, having been released from custody under ch. 969,