

State of Wisconsin



2013 Assembly Bill 441

Date of enactment: **April 16, 2014**
Date of publication*: **April 17, 2014**

2013 WISCONSIN ACT 283

AN ACT *to renumber* 301.46 (2m) (at); *to amend* 301.45 (2) (a) 5., 301.45 (7) (a), 301.46 (2) (b) 5. and 301.46 (5) (bm) 3.; and *to create* 301.45 (2) (a) 3m., 301.46 (2) (b) 3m., 301.46 (2m) (ap), 301.46 (2m) (at) 2. and 301.46 (5) (bm) 5m. of the statutes; **relating to:** information on a person who is required to register as a sex offender and notification of law enforcement when certain sex offenders change residential addresses.

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

SECTION 1. 301.45 (2) (a) 3m. of the statutes is created to read:

301.45 (2) (a) 3m. a. Any sex offense that was dismissed as part of a plea agreement if the sentencing court ordered that the offender be subject to the registration requirements of this section.

b. Any sex offense that was dismissed as part of a plea agreement if the adjudicating court ordered that the juvenile be subject to the registration requirements of this section.

SECTION 2. 301.45 (2) (a) 5. of the statutes is amended to read:

301.45 (2) (a) 5. ~~The address~~ All addresses at which the person is or will be residing.

SECTION 3. 301.45 (7) (a) of the statutes is amended to read:

301.45 (7) (a) The department shall maintain information provided under sub. (2). The department shall keep the information confidential except as provided in ss. 301.03 (14) and 301.46, except as needed for law enforcement purposes and except to provide, in response to a request for information under s. 49.22 (2m) made by

the department of children and families or a county child support agency under s. 59.53 (5), the name and ~~address~~ all residential addresses of an individual registered under this section, the name and address of the individual's employer and financial information related to the individual.

SECTION 4. 301.46 (2) (b) 3m. of the statutes is created to read:

301.46 (2) (b) 3m. a. Any sex offense that was dismissed as part of a plea agreement if the sentencing court ordered that the offender be subject to the registration requirements of s. 301.45.

b. Any sex offense that was dismissed as part of a plea agreement if the adjudicating court ordered that the juvenile be subject to the registration requirements of s. 301.45.

SECTION 5. 301.46 (2) (b) 5. of the statutes is amended to read:

301.46 (2) (b) 5. ~~The address~~ All addresses at which the person is residing.

SECTION 6. 301.46 (2m) (ap) of the statutes is created to read:

301.46 (2m) (ap) If the subject of the notification under par. (a) or (am) changes his or her residential address, the agency with jurisdiction shall notify the police chief of any community, and the sheriff of any

* 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."

county, in which the person will be residing, employed, or attending school. Notification under this paragraph may be in an electronic form or in the form of a written bulletin and shall be in addition to providing access to information under sub. (2) and to any other notification that an agency with jurisdiction is authorized to provide.

SECTION 6d. 301.46 (2m) (at) of the statutes is renumbered 301.46 (2m) (at) 1.

SECTION 6e. 301.46 (2m) (at) 2. of the statutes is created to read:

301.46 (2m) (at) 2. Paragraph (ap) does not apply if the agency with jurisdiction determines that notification is not necessary in the interest of public protection and that the person did not commit a sex offense with the use or threat of force or violence.

SECTION 7. 301.46 (5) (bm) 3. of the statutes is amended to read:

301.46 (5) (bm) 3. The person's name and home address any aliases the person uses, indicating for each name and each alias all addresses at which the person is residing.

SECTION 8. 301.46 (5) (bm) 5m. of the statutes is created to read:

301.46 (5) (bm) 5m. a. Any sex offense that was dismissed as part of a plea agreement if the sentencing court ordered that the offender be subject to the registration requirements of s. 301.45.

b. Any sex offense that was dismissed as part of a plea agreement if the adjudicating court ordered that the juvenile be subject to the registration requirements of s. 301.45.

SECTION 9. Initial applicability.

(1) The treatment of sections 301.45 (2) (a) 3m. and 301.46 (2) (b) 3m. and (5) (bm) 5m. of the statutes first applies to persons required to register on the effective date of this subsection.

SECTION 10. Effective dates. This act takes effect on the first day of the 2nd month beginning after publication, except as follows:

(1) The treatment of section 301.46 (2m) (ap) of the statutes takes effect on the day after publication.