



**SENATE SUBSTITUTE AMENDMENT 1,
TO 1995 SENATE BILL 367**

December 13, 1995 - Offered by Senators FITZGERALD and DRZEWIECKI.

1 **AN ACT** *to amend* 303.21 (1) (b); *to repeal and recreate* 303.21 (1) (b); and *to*
2 *create* 303.063 of the statutes; **relating to:** authorizing the department of
3 corrections to establish a secure work program, granting rule-making
4 authority and making an appropriation.

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

5 **SECTION 1.** 303.063 of the statutes is created to read:

6 **303.063 Secure work program.** (1) The department may establish a secure
7 work program for inmates in which inmates are assigned to work away from the
8 grounds of the institution while appropriately restrained for security purposes.

9 (2) If the department establishes a secure work program under sub. (1), the
10 department shall, before implementing the program, promulgate rules specifying
11 the procedures and regulations relating to the program.

12 **SECTION 2.** 303.21 (1) (b) of the statutes, as affected by 1995 Wisconsin Act 27,
13 section 6400, is amended to read:

1 303.21 (1) (b) Inmates are included under par. (a) if they are participating in
2 a structured work program away from the institution grounds under s. 302.15 or a
3 secure work program under s. 303.063. Inmates are not included under par. (a) if
4 they are employed in a prison industry under s. 303.06 (2), participating in a work
5 release program under s. 303.065 (2), participating in employment with a private
6 business under s. 303.01 (2) (em) or participating in the transitional employment
7 program, but they are eligible for worker's compensation benefits as provided under
8 ch. 102.

9 **SECTION 3.** 303.21 (1) (b) of the statutes, as affected by 1995 Wisconsin Acts 27,
10 section 6401, and (this act), is repealed and recreated to read:

11 303.21 (1) (b) Inmates are included under par. (a) if they are participating in
12 a structured work program away from the institution grounds under s. 302.15 or a
13 secure work program under s. 303.063. Inmates are not included under par. (a) if
14 they are employed in a prison industry under s. 303.06 (2), participating in a work
15 release program under s. 303.065 (2), participating in employment with a private
16 business under s. 303.01 (2) (em) or participating in the transitional employment
17 program, but they are eligible for worker's compensation benefits under ch. 102.
18 Residents subject to s. 303.01 (1) (b) are not included under par. (a) but they are
19 eligible for worker's compensation benefits under ch. 102.

20 **SECTION 4. Appropriation changes.**

21 (1) In the schedule under section 20.005 (3) of the statutes for the
22 appropriation to the department of corrections under section 20.410 (1) (a) of the
23 statutes, as affected by the acts of 1995, the dollar amount is increased by \$183,800
24 for fiscal year 1996-97 to increase the authorized FTE positions for the department

1 by 4.0 GPR positions for the performance of duties relating to a secure work program
2 for inmates.

3 **SECTION 5. Effective dates.** This act takes effect on the day after
4 publication, except as follows:

5 (1) The repeal and recreation of section 303.21 (1) (b) of the statutes takes effect
6 on January 1, 1996, or on the day after publication, whichever is later.

7 (END)