



**ASSEMBLY AMENDMENT 1,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2005 ASSEMBLY BILL 821**

January 10, 2006 – Offered by COMMITTEE ON EDUCATION.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 4, line 4: after that line insert:

3 “**SECTION 3m.** 118.16 (6) (a) (intro.) of the statutes is amended to read:

4 118.16 (6) (a) (intro.) If the school attendance officer receives evidence that
5 activities under sub. (5) or (5g) (a) have been completed or were not required to be
6 completed as provided in sub. (5m), the school attendance officer may do any of the
7 following:”.

8 **2.** Page 4, line 10: after that line insert:

9 “**SECTION 4m.** 938.125 (2) of the statutes is amended to read:

10 938.125 (2) That the court has exclusive jurisdiction over any juvenile 12 years
11 of age or older who is alleged to have violated an ordinance enacted under s. 118.163
12 (2) only if evidence is provided by the school attendance officer that the activities

1 under s. 118.16 (5) have been completed or were not required to be completed as
2 provided in s. 118.16 (5m) and the court has exclusive jurisdiction over any juvenile
3 under 12 years of age who is alleged to have violated an ordinance enacted under s.
4 118.163 (2) only if evidence is provided by the school attendance officer that the
5 activities under s. 118.16 (5g) (a) have been completed or were not required to be
6 completed as provided in s. 118.16 (5m).

7 **SECTION 4p.** 938.13 (6) of the statutes is amended to read:

8 938.13 (6) Who is 12 years of age or older and is habitually truant from school,
9 if evidence is provided by the school attendance officer that the activities under s.
10 118.16 (5) have been completed or were not required to be completed as provided in
11 s. 118.16 (5m), or who is under 12 years of age and is habitually truant from school,
12 if evidence is provided by the school attendance officer that the activities under s.
13 118.16 (5g) (a) have been completed or were not required to be completed as provided
14 in s. 118.16 (5m), except as provided under s. 938.17 (2).

15 **SECTION 4r.** 938.17 (2) (a) 1. of the statutes is amended to read:

16 938.17 (2) (a) 1. Except as provided in sub. (1), municipal courts have
17 concurrent jurisdiction with the court assigned to exercise jurisdiction under this
18 chapter and ch. 48 in proceedings against juveniles aged 12 or older for violations of
19 county, town or other municipal ordinances. If evidence is provided by the school
20 attendance officer that the activities under s. 118.16 (5) have been completed with
21 respect to a juvenile 12 years of age or older or were not required to be completed as
22 provided in s. 118.16 (5m), the municipal court specified in subd. 2. may exercise
23 jurisdiction in proceedings against ~~a~~ the juvenile for a violation of an ordinance
24 enacted under s. 118.163 (2) ~~regardless of the juvenile's age and~~ regardless of
25 whether the court assigned to exercise jurisdiction under this chapter and ch. 48 has

1 jurisdiction under s. 938.13 (6). If evidence is provided by the school attendance
2 officer that the activities under s. 118.16 (5g) (a) have been completed with respect
3 to a juvenile under 12 years of age or were not required to be completed as provided
4 in s. 118.16 (5m), the municipal court specified in subd. 2. may exercise jurisdiction
5 in proceedings against the juvenile for a violation of an ordinance enacted under s.
6 118.163 (2) regardless of whether the court assigned to exercise jurisdiction under
7 this chapter and ch. 48 has jurisdiction under s. 938.13 (6).”.

8 **3.** Page 4, line 12: delete that line and substitute:

9 “(1m) HABITUAL TRUANCY; JUVENILES UNDER 12 YEARS OF AGE. This act”.

10

(END)