



State of Wisconsin
2011 - 2012 LEGISLATURE



LRBa1569/1
PJH:jld:ph

**ASSEMBLY AMENDMENT 1,
TO 2011 ASSEMBLY BILL 175**

October 24, 2011 – Offered by Representative AUGUST.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 3, line 17: after that line insert:

3 “(am) “Exclusion zone violation” means entry into an exclusion zone except for
4 purposes of traveling through an exclusion zone to get to another destination, unless
5 the person is prohibited by the department from making such entry.”.

6 **2.** Page 3, line 23: delete “ss. 813.12 to 813.125 or enforced under s. 813.128”
7 and substitute “s. 813.12 or 813.125”.

8 **3.** Page 3, line 25: delete that line and substitute “pursuant to s. 813.12 or
9 813.125.”.

10 **4.** Page 4, line 3: delete “or 969.02 (3) (e)”.

11 **5.** Page 4, line 4: delete lines 4 to 7 and substitute “duration of the person’s
12 period of probation.”.

1 **6.** Page 4, line 9: delete “release” and substitute “extended supervision.”.

2 **7.** Page 4, line 10: delete that line.

3 **8.** Page 4, line 23: delete lines 23 to 25 and substitute:

4 “3. Immediately alert the department if the person commits an exclusion zone
5 violation. The department shall immediately notify the law enforcement agency
6 having jurisdiction over the exclusion zone and the petitioner of any exclusion zone
7 violation.”.

8 **9.** Page 5, line 7: delete “if” and substitute “as”.

9 **10.** Page 5, line 7: delete “public safety” and substitute “the petitioner”.

10 **11.** Page 5, line 8: after “department shall” insert “consider input from the
11 petitioner and shall”.

12 **12.** Page 6, line 15: after that line insert:

13 “**SECTION 5d.** 813.12 (8) of the statutes is amended to read:

14 813.12 (8) PENALTY. (a) Whoever knowingly violates a temporary restraining
15 order or injunction issued under sub. (3) or (4) shall be fined not more than \$1,000
16 \$10,000 or imprisoned for not more than 9 months or both.

17 **SECTION 5r.** 813.125 (7) of the statutes is amended to read:

18 813.125 (7) PENALTY. Whoever violates a temporary restraining order or
19 injunction issued under this section shall be fined not more than \$1,000 \$10,000 or
20 imprisoned not more than 90 days or both.”.

21 **13.** Page 6, line 18: delete “ss.” and substitute “s.”.

22 **14.** Page 6, line 18: delete “to” and substitute “or”.

23 **15.** Page 6, line 19: delete “or any order enforced under s. 813.128”.

- 1 **16.** Page 6, line 23: delete “ shall consider whether” and substitute “must find
2 that”.
- 3 **17.** Page 6, line 24: delete “likely” and substitute “more likely than not”.
- 4 **18.** Page 7, line 1: delete “, poses a serious threat to public safety,”.
- 5 **19.** Page 7, line 2: delete “witnesses” and substitute “the petitioner”.
- 6 **20.** Page 7, line 17: after “(3)” insert “(a)”.
- 7 **21.** Page 7, line 18: delete “danger” and substitute “risk”.
- 8 **22.** Page 7, line 18: after that line insert:
9 “(b) The court may request a domestic violence prevention or treatment center
10 in the court’s county to complete a danger assessment of the person in order to make
11 the findings required in sub. (2).”.
- 12 **23.** Page 7, line 23: delete “likely” and substitute “more likely than not”.
- 13 **24.** Page 7, line 24: delete “, poses a serious threat to public safety,”.
- 14 **25.** Page 7, line 25: delete “witnesses” and substitute “the petitioner”.
- 15 **26.** Page 8, line 1: after “protect” insert “or prevent the intimidation of”.
- 16 **27.** Page 8, line 2: delete “or the public or more likely to prevent the” and
17 substitute “, the court may not enter an order under sub. (1).”.
- 18 **28.** Page 8, line 3: delete that line.
- 19 **29.** Page 8, line 15: delete lines 15 and 16 and substitute “injunction issued
20 under s. 813.12 or 813.125,”.
- 21 **30.** Page 8, line 17: delete “under s. 301.49 and”.
- 22 **31.** Page 9, line 15: delete “ss.” and substitute “s.”.

