



State of Wisconsin
2011 - 2012 LEGISLATURE



LRBa1269/1
PJH:jld:jf

**SENATE AMENDMENT 1,
TO 2011 SENATE BILL 104**

June 22, 2011 – Offered by Senator ZIPPERER.

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.”.

5 **2.** Page 3, line 25: delete that line and substitute “pursuant to s. 813.12 or
6 813.125.”.

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

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

10 **5.** Page 4, line 10: delete that line.

11 **6.** Page 4, line 23: delete lines 23 to 25 and substitute:

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

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

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

7 **9.** Page 6, line 15: after that line insert:

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

9 813.12 (8) PENALTY. (a) Whoever knowingly violates a temporary restraining
10 order or injunction issued under sub. (3) or (4) shall be fined not more than \$1,000
11 \$10,000 or imprisoned for not more than 9 months or both.

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

13 813.125 (7) PENALTY. Whoever violates a temporary restraining order or
14 injunction issued under this section shall be fined not more than \$1,000 \$10,000 or
15 imprisoned not more than 90 days or both.”.

16 **10.** Page 6, line 18: delete “ss.” and substitute “s.”.

17 **11.** Page 6, line 18: delete “to” and substitute “or”.

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

19 **13.** Page 6, line 23: delete “ shall consider whether” and substitute “must find
20 that”.

21 **14.** Page 6, line 24: delete “likely” and substitute “more likely than not”.

22 **15.** Page 7, line 1: delete “, poses a serious threat to public safety,”.

23 **16.** Page 7, line 2: delete “witnesses” and substitute “the petitioner”.

1 **17.** Page 7, line 17: after “(3)” insert “(a)”.

2 **18.** Page 7, line 18: delete “danger” and substitute “risk”.

3 **19.** Page 7, line 18: after that line insert:

4 “(b) The court may request a domestic violence prevention or treatment center
5 in the court’s county to complete a danger assessment of the person in order to make
6 the findings required in sub. (2).”.

7 **20.** Page 7, line 23: delete “likely” and substitute “more likely than not”.

8 **21.** Page 7, line 24: delete “, poses a serious threat to public safety,”.

9 **22.** Page 7, line 25: delete “witnesses” and substitute “the petitioner”.

10 **23.** Page 8, line 15: delete lines 15 and 16 and substitute “injunction issued
11 under s. 813.12 or 813.125,”.

12 **24.** Page 8, line 17: delete “under s. 301.49 and”.

13 **25.** Page 9, line 15: delete “ss.” and substitute “s.”.

14 **26.** Page 9, line 15: delete “to” and substitute “or”.

15 **27.** Page 10, line 9: after that line insert:

16 “**SECTION 13m.** 973.09 (2) (ar) of the statutes is created to read:

17 973.09 (2) (ar) Notwithstanding par. (a) 1r., and except as provided in par. (a)
18 2., for a violation punishable under s. 813.12 (8) or 813.125 (7), not less than 6 months
19 or more than the period of the injunction issued under s. 813.12 or 813.125.”.

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(END)