



State of Wisconsin
2011 - 2012 LEGISLATURE



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**SENATE AMENDMENT 3,
TO 2011 SENATE BILL 104**

June 27, 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 23: delete “ss. 813.12 to 813.125 or enforced under s. 813.128”
6 and substitute “s. 813.12 or 813.125”.

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

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

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

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

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

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

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

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

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

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

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

11 813.12 (8) PENALTY. (a) Whoever knowingly violates a temporary restraining
12 order or injunction issued under sub. (3) or (4) shall be fined not more than \$1,000
13 \$10,000 or imprisoned for not more than 9 months or both.

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

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

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

19 **13.** Page 6, line 18: delete “to” and substitute “or”.

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

21 **15.** Page 6, line 23: delete “ shall consider whether” and substitute “must find
22 that”.

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

- 1 **17.** Page 7, line 1: delete “, poses a serious threat to public safety,”.
- 2 **18.** Page 7, line 2: delete “witnesses” and substitute “the petitioner”.
- 3 **19.** Page 7, line 17: after “(3)” insert “(a)”.
- 4 **20.** Page 7, line 18: delete “danger” and substitute “risk”.
- 5 **21.** Page 7, line 18: after that line insert:
- 6 “(b) The court may request a domestic violence prevention or treatment center
- 7 in the court’s county to complete a danger assessment of the person in order to make
- 8 the findings required in sub. (2).”.
- 9 **22.** Page 7, line 23: delete “likely” and substitute “more likely than not”.
- 10 **23.** Page 7, line 24: delete “, poses a serious threat to public safety,”.
- 11 **24.** Page 7, line 25: delete “witnesses” and substitute “the petitioner”.
- 12 **25.** Page 8, line 1: after “protect” insert “or prevent the intimidation of”.
- 13 **26.** Page 8, line 2: delete “or the public or more likely to prevent the” and
- 14 substitute “, the court may not enter an order under sub. (1).”.
- 15 **27.** Page 8, line 3: delete that line.
- 16 **28.** Page 8, line 15: delete lines 15 and 16 and substitute “injunction issued
- 17 under s. 813.12 or 813.125,”.
- 18 **29.** Page 8, line 17: delete “under s. 301.49 and”.
- 19 **30.** Page 9, line 15: delete “ss.” and substitute “s.”.
- 20 **31.** Page 9, line 15: delete “to 813.128” and substitute “or 813.125”.
- 21 **32.** Page 10, line 9: after that line insert:
- 22 “**SECTION 13m.** 973.09 (2) (ar) of the statutes is created to read:

