



## WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

**2007 Assembly Bill 326**

**Assembly Amendment 1**

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*Assembly Bill 326* provides that a person who is a registered sex offender may not be on any school premises unless the school district clerk for a public school or the governing body for a private or charter school has been notified of the specific date, time, and place of the visit. The penalty for violating this provision is a Class H felony, except that, if it is the person's first offense under this provision and the person is registered for an offense that is a misdemeanor, the offense is a Class A misdemeanor.

*Assembly Amendment 1* modifies the bill so that the prohibition of being on school premises does not apply to the following:

- A person who is on the school premises to vote if an election is being held that day and the person's polling place is on the school premises.
- A person who is on the school premises to attend an event or activity that is not sponsored by the school.
- A person whose child is enrolled at the school if the person notifies the school district clerk or the governing body that he or she is a registered sex offender and that he or she has a child enrolled at the school. The notification must be at the beginning of each academic year or when the child is first enrolled if the child is not enrolled at the beginning of the academic school year.

The amendment also modifies the penalty for the offense created in the bill so that it is a Class A misdemeanor for a first offense and a Class H felony for a second or subsequent offense.

**Legislative History**

The Assembly Committee on Criminal Justice offered Assembly Amendment 1 and recommended adoption of the amendment and passage of the bill, as amended, on votes of Ayes, 11; Noes, 0.

AS:jb;wu