



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2009 Assembly Bill 594

**Assembly Substitute
Amendment 2**

Memo published: March 8, 2010

Contact: Anne Sappenfield, Senior Staff Attorney (267-9485)

2009 Assembly Bill 594 requires notification of a law enforcement officer's agency and collective bargaining unit when a person who committed a homicide against a law enforcement officer is released from correctional supervision, petitions for release from a correctional facility, escapes from a correctional facility, petitions for a pardon, is placed into a community setting, or is conditionally or permanently released from a mental health facility. This provision applies if the law enforcement officer was a victim of first- or second-degree intentional homicide; first- or second-degree reckless homicide; homicide by negligent handling of a dangerous weapon, explosives, or fire; homicide by intoxicated use of a vehicle or firearm; or homicide by negligent operation of a vehicle. Notification must be provided to the law enforcement agency on which the officer served and the head of the collective bargaining unit, if any, for that law enforcement officer.

The bill first applies to offenses that are committed on the effective date of the legislation.

Assembly Substitute Amendment 2 includes a law enforcement agency or the head of a collective bargaining unit in the definition of "victim" for purposes of notification, as described above, if the inmate was convicted of one of the specified homicide offenses and the victim was a law enforcement officer. This amendment clarifies how DOC will provide notification.

The substitute amendment also modifies the initial applicability of the bill so that it first applies to a release, placement, or escape that occurs, or a petition that is filed, on the effective date of the legislation.

Legislative History

Representatives Staskunas and Gundrum offered Assembly Substitute Amendment 2 on March 3, 2010. On March 4, 2010, the Assembly adopted Assembly Substitute Amendment 2 on a voice vote and passed Assembly Bill 594, as amended, on a voice vote.

AS:ksm