



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

**2017 Senate
Joint Resolution 95**

Senate Amendment 1

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BACKGROUND

Wisconsin Constitution, Article I, Section 8 (3) states that the Legislature is authorized to provide by law that a court may deny release to a person accused of certain serious felonies, for specified time periods, in certain cases. One of the felonies to which the provision applies is a sexual assault punishable by a maximum imprisonment of 20 years.

2017 SENATE JOINT RESOLUTION 95

Senate Joint Resolution 95 proposes a constitutional amendment to the 2017 Legislature on first consideration. The constitutional amendment modifies provisions in Wisconsin Constitution, Article I, Sections 6 and 8, as detailed in the joint resolution. Generally, the changes relate to eligibility and conditions for release prior to conviction of persons accused of certain crimes and considerations for imposing bail.

SENATE AMENDMENT 1

Senate Amendment 1 adds the words “or more” to the description of the time of maximum imprisonment in the reference to sexual assault in Section 8 (3), described above, so that the provision applies to a sexual assault punishable by a maximum imprisonment of 20 years or more. The amendment does not otherwise modify the language of the joint resolution.

BILL HISTORY

The amendment was offered by Senator Wanggaard on January 23, 2018. On February 14, 2018, the Senate Committee on Insurance, Financial Services, Constitution, and Federalism, voted unanimously to recommend adoption of the amendment, and voted to recommend passage of the joint resolution, as amended, on a vote of Ayes, 4; Noes, 1.

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