



State of Wisconsin  
2021 - 2022 LEGISLATURE

LRB-4614/1  
MLJ:cdc

## 2021 ASSEMBLY BILL 1029

February 17, 2022 - Introduced by LAW REVISION COMMITTEE. Referred to Committee on Rules.

1     **AN ACT** *to repeal* 302.03 (2); and *to renumber and amend* 302.03 (1) of the  
2             statutes; **relating to:** the official oath and bond of wardens and  
3             superintendents of the state correctional institutions (suggested as remedial  
4             legislation by the Department of Corrections).

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### *Analysis by the Legislative Reference Bureau*

Under current law, wardens and superintendents of the state prisons are required to take an official oath and execute a bond. This bill removes the requirement to execute a bond, and expands the requirement to take an official oath to apply to the superintendents of state juvenile correctional facilities as well as wardens and superintendents of state prisons.

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Corrections and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4. and 5., stats. After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.

**ASSEMBLY BILL 1029****SECTION 1**

1           **SECTION 1.** 302.03 (1) of the statutes is renumbered 302.03 and amended to  
2 read:

3           **302.03 Oath of office; ~~bond~~.** The wardens and the superintendents of the  
4 state ~~prisons~~ correctional institutions, as defined in s. 301.01 (4), shall each take the  
5 official oath required by s. 19.01.

NOTE: This SECTION expands the oath of office requirement so that a warden or superintendent of a DOC juvenile correctional facility must also complete an oath, in addition to wardens and superintendents of adult correctional institutions.

6           **SECTION 2.** 302.03 (2) of the statutes is repealed.

NOTE: This SECTION eliminates the requirement for wardens and superintendents to execute a bond. A bond is a promise to repay any financial damages arising from an official's failure to faithfully discharge his or her duties of office.

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**(END)**