



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-5512/1
MLJ:cjs

2019 SENATE BILL 782

February 6, 2020 - Introduced by Senators STROEBEL, NASS and JACQUE, cosponsored by Representatives OTT, HORLACHER, SANFELIPPO, KERKMAN, DUCHOW, WICHGERS, DITTRICH and PLUMER. Referred to Committee on Insurance, Financial Services, Government Oversight and Courts.

1 **AN ACT** *to amend* 969.03 (1) (intro.); and *to create* 969.02 (1m) and 969.03 (1g)
2 of the statutes; **relating to:** bail for a criminal defendant who is charged with
3 bail jumping.

Analysis by the Legislative Reference Bureau

Under current law, a judge may release a person charged with a crime without bail, or may release the defendant only if he or she executes an unsecured appearance bond. Under current law, a judge also has discretion to require a defendant to execute a secured bond to be released. Under this bill, a judge may not release a defendant without bail or on an unsecured bond if the defendant is charged with bail jumping. Such a defendant may be released only if he or she executes a secured bond.

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

4 **SECTION 1.** 969.02 (1m) of the statutes is created to read:
5 969.02 (**1m**) Notwithstanding subs. (1), (2), and (3), a judge may release a
6 defendant under this section if the defendant is charged with bail jumping under s.
7 946.49 only if the judge requires the execution of an appearance bond with sufficient
8 solvent sureties or the deposit of cash in lieu of sureties under sub. (2).

SENATE BILL 782**SECTION 2**

1 **SECTION 2.** 969.03 (1) (intro.) of the statutes is amended to read:

2 969.03 (1) (intro.) A defendant charged with a felony may be released by the
3 judge without bail or upon the execution of an unsecured appearance bond ~~or the~~
4 The judge may in addition to requiring the execution of an appearance bond or in lieu
5 thereof impose one or more of the following conditions which will assure appearance
6 for trial:

7 **SECTION 3.** 969.03 (1g) of the statutes is created to read:

8 969.03 (1g) Notwithstanding sub. (1), a judge may release a defendant under
9 this section if the defendant is charged with bail jumping under s. 946.49 only if the
10 judge requires the execution of an appearance bond with sufficient solvent sureties
11 or the deposit of cash in lieu of sureties under sub. (1) (d).

12

(END)