



## 2007 SENATE BILL 162

April 23, 2007 – Introduced by Senators RISSER, CARPENTER and LASSA, cosponsored by Representatives HINES, BERCEAU, TRAVIS, MUSSER, SINICKI, ALBERS, HRAYCHUCK and HIXSON. Referred to Committee on Judiciary and Corrections.

1     **AN ACT** *to amend* 813.12 (1) (am) (intro.) and 813.12 (1) (am) 6.; and *to create*  
2             813.12 (1) (ab), 813.12 (1) (am) 4. and 813.12 (1) (f) of the statutes; **relating to:**  
3             extending domestic abuse restraining orders and injunctions to include abuse  
4             to animals and threats of abuse to animals.

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### *Analysis by the Legislative Reference Bureau*

Under current law, “domestic abuse” is defined as actions by an adult family or household member, an adult caregiver, an adult former spouse, an adult in a current or former dating relationship, or an adult parent of a child in common with another person intentionally to inflict physical pain, physical injury, or illness upon another family or household member, intentionally to impair the physical condition of the other person, to commit sexual assault on the other person, to commit criminal damage to the property of the other person, or to threaten to commit any of those acts against the other person. A victim of domestic abuse may petition the court to obtain first a restraining order and then an injunction against the family or household member who committed the domestic abuse.

This bill expands the definition of domestic abuse to include harm or threat of harm to the animals owned by the petitioner, the respondent, either of their children,

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or household members. It provides an exception for actions taken to animals for legitimate and necessary agricultural or veterinary purposes.

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

1           **SECTION 1.** 813.12 (1) (ab) of the statutes is created to read:

2           813.12 (1) (ab) “Abuser” means any of the following who commits domestic  
3 abuse against an adult victim:

4           1. An adult family member or adult household member of an adult victim.

5           2. An adult caregiver of an adult victim under the caregiver’s care.

6           3. An adult former spouse of an adult victim.

7           4. An adult who has or had a dating relationship with an adult victim.

8           5. An adult who has a child in common with an adult victim.

9           **SECTION 2.** 813.12 (1) (am) (intro.) of the statutes is amended to read:

10          813.12 (1) (am) (intro.) “Domestic abuse” means any of the following engaged  
11 in by an adult family member or adult household member abuser against another  
12 adult family member or adult household member, by an adult caregiver against an  
13 adult who is under the caregiver’s care, by an adult against his or her adult former  
14 spouse, by an adult against an adult with whom the individual has or had a dating  
15 relationship, or by an adult against an adult with whom the person has a child in  
16 common an adult victim:

17          **SECTION 3.** 813.12 (1) (am) 4. of the statutes is created to read:

18          813.12 (1) (am) 4. Other than for any legitimate and necessary agricultural or  
19 veterinary purpose, any treatment to any of the following animals that would result  
20 in penalties under s. 951.18:

