



2013 ASSEMBLY BILL 767

February 14, 2014 - Introduced by Representatives NEYLON, AUGUST, STRACHOTA, CRAIG, SANFELIPPO, MURPHY, BIES, A. OTT, MARKLEIN, KNUDSON, CZAJA, TRANEL, KLEEFISCH, KESSLER, SINICKI, HINTZ, HEBL, C. TAYLOR, VRUWINK and NASS, cosponsored by Senators GROTHMAN and CARPENTER. Referred to Committee on Criminal Justice.

1 **AN ACT** *to create* 940.315 of the statutes; **relating to:** unlawful use of a global
2 positioning device and providing a penalty.

Analysis by the Legislative Reference Bureau

This bill prohibits certain uses of a global positioning device (GPS). Under the bill, a person who places a GPS on a vehicle owned by another person without that person's knowledge or who intentionally obtains information regarding another person's movement or location generated by a GPS without that person's knowledge is guilty of a Class A misdemeanor. Additionally, under the bill a person who places a GPS on a vehicle used primarily by his or her spouse without the spouse's knowledge after a petition for an annulment, divorce, or legal separation has been filed is guilty of a Class A misdemeanor.

The bill creates exceptions for a person who installs a subscription-based communication or navigation system, for an employer who places a GPS to track, during business hours, commercial motor vehicles used for his or her business, and for a law enforcement officer acting in his or her official capacity.

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a report concerning the proposed penalty and the costs or savings that are likely to result if the bill is enacted.

