

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-4383/1dn  
RLR:kjf:rs

March 31, 2006

Representative Parisi:

Mike Dsida's file for this bill contains an e-mail message to you asking what effect expungement of a record of conviction or delinquency adjudication for video voyeurism should have on a court order for the offender to register as a sex offender. I did not find a response in Mike's file. It is my understanding that you want to treat video voyeurism similarly to the peeping tom prohibition for purposes of expungement and sex offender registration, so I assumed that if a video voyeurism conviction or delinquency adjudication is expunged, any requirement to register as a sex offender should terminate with the expungement. Please let me know if this is not what you intend.

Sections 48.685 (2) (bb) and 50.065 (2) (bb), which concern caregiver background checks, provide that if a criminal background check indicates a conviction for a peeping tom violation, the organization conducting the background check must make reasonable efforts to obtain a copy of the judgment of conviction. (Employers of caregivers may deny employment based on conviction of a crime that is related to caregiver duties.) Do you want to require that such organizations also make reasonable efforts to obtain the judgment of conviction for a video voyeurism conviction?

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