



## 2011 ASSEMBLY BILL 263

1     **AN ACT** *to create* 973.06 (1) (av) of the statutes; **relating to:** costs associated  
2             with providing false information to a law enforcement officer.

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*Analysis by the Legislative Reference Bureau*

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

3             **SECTION 1.** 973.06 (1) (av) of the statutes is created to read:

4             973.06 (1) (av) 1. Except as provided in subd. 2., if the defendant violated s.  
5     946.41 by obstructing an officer, the reasonable costs expended by a state or local law  
6     enforcement agency or emergency response agency to respond to or investigate the  
7     false information that the defendant provided or the physical evidence that the  
8     defendant placed. Costs allowable under this paragraph may include personnel  
9     costs and costs associated with the use of police or emergency response vehicles.

10            2. No costs may be taxable against a defendant under this paragraph if any of  
11     the following applies:

**ASSEMBLY BILL 263****SECTION 1**

1           a. The defendant was charged under s. 946.41 solely because he or she recanted  
2 a report of abusive conduct, including interspousal battery, as described under s.  
3 940.19 or 940.20 (1m), domestic abuse, as defined in s. 49.165 (1) (a), 813.12 (1) (am),  
4 or 968.075 (1) (a), harassment, as defined in s. 813.125 (1), sexual exploitation by a  
5 therapist under s. 940.22, sexual assault under s. 940.225, child abuse, as defined  
6 under s. 813.122 (1) (a), or child abuse under ss. 948.02 to 948.11.

7           b. The defendant was a victim of abusive conduct, including interspousal  
8 battery, as described under s. 940.19 or 940.20 (1m), domestic abuse, as defined in  
9 s. 49.165 (1) (a), 813.12 (1) (am), or 968.075 (1) (a), harassment, as defined in s.  
10 813.125 (1), sexual exploitation by a therapist under s. 940.22, sexual assault under  
11 s. 940.225, child abuse, as defined under s. 813.122 (1) (a), or child abuse under ss.  
12 948.02 to 948.11, and he or she was charged under s. 946.41 based on information he  
13 or she omitted or false information he or she provided during the course of an  
14 investigation into the crime committed against him or her.

15           c. The defendant was charged under s. 946.41 solely because his or her report  
16 did not lead to criminal charges against, or a conviction of, another person.

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**(END)**