



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2017 Senate Bill 476	Senate Amendment 1
<i>Memo published: January 19, 2018</i>	<i>Contact: Amber Otis, Staff Attorney</i>

2017 SENATE BILL 476

Under current law, a petitioner seeking a restraining order must file the petition in the county in which the cause of action arose, the county in which the petitioner or the respondent resides, or the county in which the petitioner is temporarily living, depending on the type of restraining order sought.

Senate Bill 476 allows a petitioner to file a restraining order petition in any county within a 100-mile radius of the county seat of the county in which the petitioner resides or is temporarily living, provided that the petitioner, the petitioner's spouse, or a person with whom the petitioner is in a dating relationship, as defined in s. 813.12 (1) (ag), Stats., meets any of the following definitions concerning employment:

- A victim advocate, as defined in s. 905.045 (1) (e), Stats.
- An employee of the county court system.
- A legal professional practicing law, as defined in S.C.R. 23.01.
- A current or former law enforcement officer, as defined in s. 102.475 (8) (c), Stats.

SENATE AMENDMENT 1

In addition to the two relationships provided under the bill, Senate Amendment 1 allows a petitioner to file a petition for a restraining order in a different county if one of the following categories of persons is employed in one of the specified professions:

- A person with whom the petitioner has a child in common.
- A petitioner's immediate family member, as defined in s. 97.605 (4) (a) 2., Stats.

- A petitioner's household member, as defined in s. 813.12 (1) (c), Stats.

BILL HISTORY

Senator Johnson offered Senate Amendment 1 on January 12, 2018. On January 18, 2018, the Senate Committee on Judiciary and Public Safety voted unanimously by paper ballot to recommend adoption of the amendment, and passage of Senate Bill 476, as amended.

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