



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-3181/1
MLJ:amn

2017 ASSEMBLY BILL 405

June 26, 2017 - Introduced by Representatives SARGENT, KOLSTE, BERCEAU, ANDERSON, SPREITZER, FIELDS, C. TAYLOR, CONSIDINE, OHNSTAD, VRUWINK and SUBECK, cosponsored by Senators CARPENTER, JOHNSON and L. TAYLOR. Referred to Committee on State Affairs.

1 **AN ACT** *to amend* 165.845 (title) and 165.845 (1) (a); and *to create* 165.847 of
2 the statutes; **relating to:** collection and reporting of data regarding sexual
3 assault forensic evidence kits.

Analysis by the Legislative Reference Bureau

Under current law, local law enforcement agencies report certain crime statistics to the Department of Justice using forms issued by DOJ. This bill requires DOJ to collect certain data regarding sexual assault forensic evidence kits collected and tested in Wisconsin in addition to the data currently being collected, and requires DOJ to submit an annual report to the legislature on those sexual assault forensic evidence kits. Under the bill, DOJ must collect the following information: the number of sexual assault kits collected, the dates of collection, the number of sexual assault kits submitted to DOJ laboratories for analysis, the number of kits submitted to DOJ laboratories for analysis that have not yet been analyzed and the reason they have not been analyzed, the dates of submission and, if applicable, analysis, the number of kits not submitted to DOJ for analysis that remain in law enforcement custody, and the reason the kits were not submitted for analysis.

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

4 **SECTION 1.** 165.845 (title) of the statutes is amended to read:

ASSEMBLY BILL 405**SECTION 1**

1 **165.845** (title) **Collect crime and evidentiary data.**

2 **SECTION 2.** 165.845 (1) (a) of the statutes is amended to read:

3 165.845 (1) (a) Collect information concerning the number and nature of
4 offenses known to have been committed in this state, the number and nature of
5 sexual assault forensic evidence kits collected in this state, and such other
6 information as may be useful in the study of crime and the administration of justice.
7 The department of justice may determine any other information to be obtained
8 regarding crime, evidence, and justice system statistics. The information shall
9 include data requested by the federal bureau of investigation under its system of
10 uniform crime reports for the United States.

11 **SECTION 3.** 165.847 of the statutes is created to read:

12 **165.847 Report on status of sexual assault forensic evidence kits.** On
13 an annual basis, using information collected under s. 165.845 (1) (a), the department
14 of justice shall submit to the legislature for distribution under s. 13.172 (2) a report
15 that includes all of the following information for that year:

16 (1) The total number of sexual assault forensic evidence kits collected in
17 Wisconsin.

18 (2) The date that each sexual assault forensic evidence kit was collected.

19 (3) The number of sexual assault forensic evidence kits submitted to the crime
20 laboratories for analysis.

21 (4) The date of submission of each sexual assault forensic evidence kit
22 submitted to the crime laboratories.

23 (5) The date of analysis of each sexual assault forensic evidence kit submitted
24 to the crime laboratories.

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1 **(6)** The number of sexual assault forensic evidence kits that were submitted
2 to the crime laboratories for analysis that have not yet been analyzed.

3 **(7)** For each unanalyzed sexual assault forensic evidence kit, the reason the kit
4 has not been analyzed.

5 **(8)** The number of sexual assault forensic evidence kits that were not
6 submitted to the crime laboratories for analysis that remain in the possession of a
7 law enforcement agency.

8 **(9)** For each unsubmitted sexual assault forensic evidence kit, the reason the
9 kit has not been submitted for analysis.

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(END)