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# Wisconsin Legislative Council

## AMENDMENT MEMO

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**2019 Senate Bill 332**

**Senate  
Amendment 1**

### 2019 SENATE BILL 332

2019 Senate Bill 332 requires the Department of Justice (DOJ) to establish a data bank to provide sexual assault victims with access to certain information regarding their sexual assault kits. The bill appropriates \$400,000 in each year of the current biennium for that purpose.

### SENATE AMENDMENT 1

Senate Amendment 1 modifies the bill as follows:

- Removes the \$400,000 appropriation increase for the current fiscal year.<sup>1</sup>
- Terms the database a “database” rather than a “data bank.”
- Authorizes DOJ to promulgate rules to administer the database.
- Removes language tying database access to the criminal justice process, including references to “alleged or suspected” sexual assaults and the phrase “throughout the criminal justice process.”
- Clarifies that the database will include information regarding any eventual destruction of a kit, rather than only destruction after completion of analysis.
- Limits the scope of what a victim may obtain through the database to information relating to location and status of kits, whereas the bill also allows access to “analyses of evidence obtained from” a sexual assault kit.
- Removes a requirement that a victim must be able to “receive updates” from the database in addition to anonymously tracking information regarding a kit’s location and status.

### BILL HISTORY

Senators Darling and others introduced 2019 Senate Bill 332 on July 31, 2019. Senator Darling offered Senate Amendment 1 on September 30, 2019. On October 3, 2019, the Senate Committee on Insurance, Financial Services, Government Oversight and Courts voted to recommend adoption of the amendment and passage of the bill, as amended, both on votes of Ayes, 5; Noes, 0.

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<sup>1</sup> The amendment retains the \$400,000 appropriation increase for fiscal year 2020 -21.