

State of Wisconsin



2005 Assembly Bill 251

Date of enactment: **May 22, 2006**
Date of publication*: **June 5, 2006**

2005 WISCONSIN ACT 432

AN ACT to create 301.45 (2) (h) and 948.14 of the statutes; relating to: registered sex offenders and photographing persons under the age of 17.

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

SECTION 1. 301.45 (2) (h) of the statutes is created to read:

301.45 (2) (h) The department shall notify any person who is subject to sub. (1g) of the prohibition under s. 948.14.

SECTION 2. 948.14 of the statutes is created to read:

948.14 Registered sex offender and photographing minors. (1) DEFINITIONS. In this section:

(a) "Captures a representation" has the meaning given in s. 942.09 (1) (a).

(b) "Minor" means an individual who is under 17 years of age.

(c) "Representation" has the meaning giving in s. 942.09 (1) (c).

(d) "Sex offender" means a person who is required to register under s. 301.45.

(2) PROHIBITION. (a) A sex offender may not intentionally capture a representation of any minor without the written consent of the minor's parent, legal custodian, or guardian. The written consent required under this paragraph shall state that the person seeking the consent is required to register as a sex offender with the department of corrections.

(b) Paragraph (a) does not apply to a sex offender who is capturing a representation of a minor if the sex offender is the minor's parent, legal custodian, or guardian.

(3) PENALTY. Whoever violates sub. (2) is guilty of a Class I felony.

* Section 991.11, WISCONSIN STATUTES 2003-04 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].