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## State of Misconsin 2019 - 2020 LEGISLATURE

LRBa0516/1 MLJ:cdc

## SENATE AMENDMENT 1, TO SENATE BILL 332

September 30, 2019 - Offered by Senator Darling.

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- **1.** Page 1, line 3: after "cases" insert ", granting rule-making authority,".
- **2.** Page 1, line 4: delete the material beginning with that line and ending with line 6 and substitute:
  - **"Section 1.** 165.775 of the statutes is created to read:

## 165.775 Sexual assault kit tracking system. (1) In this section:

- (a) "Health care professional" has the meaning given in s. 154.01 (3).
- (b) "Law enforcement agency" means a governmental unit of one or more persons employed full-time by the federal government, a state or a political subdivision of a state for the purpose of preventing and detecting crime and enforcing federal or state laws or local ordinances, employees of which unit are authorized to make arrests for crimes while acting within the scope of their authority.".
  - **3.** Page 1, line 7: delete "165.77 (1) (bf)" and substitute "(c)".

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- **4.** Page 2, line 1: delete "(bm)" and substitute "(d)".
  - **5.** Page 2, line 2: after that line insert:
  - "(e) "Wisconsin law enforcement agency" means a governmental unit of one or more persons employed full-time by this state or a political subdivision of this state for the purpose of preventing and detecting crime and enforcing state laws or local ordinances, employees of which unit are authorized to make arrests for crimes while acting within the scope of their authority.".
  - **6.** Page 2, line 3: delete that line.
  - **7.** Page 2, line 4: delete "165.77 (**7g**)" and substitute "(**2**)".
- 10 **8.** Page 2, line 4: delete "data bank" and substitute "database".
- **9.** Page 2, line 6: delete "alleged or suspected".
- 12 **10.** Page 2, line 11: delete the material beginning with "throughout" and ending with "process" on line 12.
  - **11.** Page 2, line 13: delete the material beginning with "storage" and ending with "analysis" on line 14 and substitute "destruction.".
- 12. Page 2, line 15: delete the material beginning with "or" and ending with "regarding" on line 16.
  - **13.** Page 2, line 16: delete the material beginning with "throughout" and ending with "process" on line 17.
  - **14.** Page 2, line 18: delete "and analyses of evidence obtained from" and substitute "relating to the location and status of".
    - **15.** Page 2, line 18: after that line insert:

"(3) (a) Whenever a Wisconsin law enforcement agency or a health care
professional collects evidence in a case of sexual assault, the agency or professional
shall enter the information required in the department's rules under sub. (4) into the
Wisconsin Sexual Assault Kit Tracking System.
(b) Whenever the crime laboratories perform deoxyribonucleic acid analysis of
a sexual assault kit, the crime laboratories shall enter the information required in
the department's rules under sub. (4) into the Wisconsin Sexual Assault Kit Tracking
System.
(4) The department shall promulgate rules to administer this section.".

- **16.** Page 2, line 21: delete the material beginning with "In" and ending with "s. 165.77 (7g)" on line 24.
- **17.** Page 3, line 2: delete "s. 165.77 (7g)" and substitute "s. 165.775 (2)".

13 (END)