State of Misconsin 2017 - 2018 LEGISLATURE

LRB-5509/1 CMH:emw

2017 SENATE BILL 831

February 21, 2018 - Introduced by Senators Feyen, Erpenbach and Craig, cosponsored by Representatives Hesselbein, Duchow, Jacque, Kulp, Considine, Spiros, Rohrkaste, Berceau, Spreitzer and Tusler. Referred to Committee on Judiciary and Public Safety.

- AN ACT to renumber and amend 946.465; and to create 946.465 (2) of the statutes; relating to: failure to charge a mandatory GPS device and providing a criminal penalty.
 - Analysis by the Legislative Reference Bureau

Current law requires the Department of Corrections to track a person using a global positioning system tracking device if the person committed certain child sex offenses or if the person is on supervised release after having been committed for treatment as a sexually violent person. Under current law, a person who tampers with, or blocks, diffuses, or prevents the clear reception of a signal from, such a GPS device is guilty of a Class I felony. Under this bill, a person who is subject to such GPS tracking is guilty of a Class I felony if he or she intentionally fails to charge the GPS device.

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

- **SECTION 1.** 946.465 of the statutes is renumbered 946.465 (intro.) and amended
- 5 to read:

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946.465 Tampering with a global positioning system tracking device.
(intro.) Whoever, without the authorization of the department of corrections,
intentionally does any of the following is guilty of a Class I felony:
(1) Intentionally tampers with, or blocks, diffuses, or prevents the clear
reception of, a signal transmitted by, a global positioning system tracking device or
comparable technology that is provided under s. 301.48 or 301.49 is guilty of a Class
I felony.
Section 2. 946.465 (2) of the statutes is created to read:
946.465 (2) Intentionally fails to charge a global positioning system tracking
device that is provided under s. 301.48 if the person is subject to lifetime tracking
under s. 301.48 (2).
(END)