



State of Wisconsin
2021 - 2022 LEGISLATURE

LRB-2840/1
CMH:emw

2021 ASSEMBLY BILL 453

July 12, 2021 - Introduced by Representatives BOWEN, HONG, ANDERSON, BALDEH, BILLINGS, BROSTOFF, CABRERA, CONLEY, EMERSON, HEBL, MOORE OMOKUNDE, NEUBAUER, SHELTON, SINICKI and SPREITZER, cosponsored by Senators AGARD, CARPENTER, LARSON and ROYS. Referred to Committee on Criminal Justice and Public Safety.

1 **AN ACT** *to renumber* 175.47 (1) (a); *to renumber and amend* 175.47 (3) (a); and
2 *to create* 175.47 (1) (aL) and 175.47 (3) (a) 2. of the statutes; **relating to:**
3 investigations of officer-involved deaths.

Analysis by the Legislative Reference Bureau

Current law requires at least two investigators to investigate a death that involves a law enforcement officer. Under current law, neither investigator may be employed by a law enforcement agency that employs an officer involved in the death. This bill modifies that limitation and adds another limitation so that neither investigator may be an individual who was employed or whose immediate family member was employed within the previous 10 years by a law enforcement agency that employs an officer involved in the death.

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

4 **SECTION 1.** 175.47 (1) (a) of the statutes is renumbered 175.47 (1) (ar).
5 **SECTION 2.** 175.47 (1) (aL) of the statutes is created to read:

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1 175.47 (1) (aL) “Immediate family member” means a spouse, grandparent,
2 parent, sibling, child, stepchild, or grandchild or the spouse of a grandparent, parent,
3 sibling, child, stepchild, or grandchild.

4 **SECTION 3.** 175.47 (3) (a) of the statutes is renumbered 175.47 (3) (a) (intro.)
5 and amended to read:

6 175.47 (3) (a) (intro.) Each policy under sub. (2) must require an investigation
7 conducted by at least 2 investigators, one of whom is the lead investigator and
8 ~~neither of whom is employed.~~ Neither investigator required under this paragraph
9 may be any of the following:

10 1. Employed, either currently or within the immediately preceding 10 years,
11 by a law enforcement agency that employs a law enforcement officer involved in the
12 officer-involved death.

13 **SECTION 4.** 175.47 (3) (a) 2. of the statutes is created to read:

14 175.47 (3) (a) 2. An immediate family member of a person who is currently
15 employed or was employed within the immediately preceding 10 years by a law
16 enforcement agency that employs a law enforcement officer involved in the
17 officer-involved death.

18 (END)