

CHAPTER 242

AN ACT to amend 330.14; and to repeal and recreate 946.41 of the statutes, relating to resisting or obstructing officers with limitations on the expiration of the statute of limitations under certain conditions and providing a penalty.

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

SECTION 1. 330.14 of the statutes is amended to read:

330.14 The following actions must be commenced within the periods respectively hereinafter prescribed after the cause of action has accrued *except that the period shall not be considered to have expired when the court before which the action is pending shall be satisfied that the person originally served knowingly gave false information to the officer with intent to mislead him in the performance of his duty in the service of any summons or civil process. In the event the court so finds the period of limitation shall be extended for one year.*

SECTION 2. 946.41 of the statutes is repealed and recreated to read:

946.41 RESISTING OR OBSTRUCTING OFFICER. (1) Whoever knowingly resists or obstructs an officer while such officer is doing any act in his official capacity and with lawful authority, may be fined not more than \$500 or imprisoned not more than one year in county jail or both.

(2) In this section:

(a) "Officer" means a peace officer or other public officer or public employe having the authority by virtue of his office or employment to take another into custody.

(b) "Obstructs" includes without limitation knowingly giving false information to the officer with intent to mislead him in the performance of his duty including the service of any summons or civil process.

(3) Whoever by violating this section hinders, delays or prevents an officer from properly serving or executing any summons or civil process, is civilly liable to the person injured for any actual loss caused thereby and to the officer or his superior for any damages adjudged against either of them by reason thereof.

Approved June 20, 1957.

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