

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-3064/4dn
PJK:hmh:rs

August 2, 2001

Tom:

1. The proposed language for determining which party was the primary physical aggressor was more generic than the language I have drafted. I limited the prior acts of domestic violence to such acts between the parties to the action. If the language is not limited to the parties to the action, the court may be considering incidents that are not relevant to its determination in the case. For example, in the proposed language, the court must consider all prior acts of domestic violence "involving any of the parties," which could mean acts of domestic violence inflicted upon one of the parties in childhood by a parent.
2. I have asked that this draft not be jacketed again until you have signed off on the changes.

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
E-mail: pam.kahler@legis.state.wi.us