

2001 DRAFTING REQUEST**Assembly Amendment (AA-AB60)**

Received: 03/12/2001

Received By: rryan

Wanted: 03/13/2001

Identical to LRB:

For: Mark Gundrum (608) 266-0292

By/Representing: Don Dyke

This file may be shown to any legislator: NO

Drafter: rryan

May Contact:

Addl. Drafters:

Subject: Criminal Law - miscellaneous

Extra Copies: MGD
Don Dyke (Leg. Council)**Pre Topic:**

No specific pre topic given

Topic:

civil cause of action for violation of prohibition against making a depiction of a person nude without the person's consent

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	rryan 03/12/2001	csicilia 03/12/2001	jfrantze 03/13/2001	_____	lrb_docadmin 03/13/2001	lrb_docadmin 03/13/2001	
/2	rryan 03/13/2001	jdye 03/13/2001	martykr 03/13/2001	_____	lrb_docadmin 03/13/2001	lrb_docadmin 03/13/2001	

FE Sent For:

<END>

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1/2 js 3/13 01
 JM 3/13
 KJ 3/13
 KM 1/3

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/1	rryan	11 ijs 3/12 3/1	J 3/13	Self 3/13			

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<END>

Don Dyke for Gundrum 3/12/01

amend. to AB 60

Civil Cause of action for act that
constitutes viol. of 942.09
(use 895.80(4) as example)

define invasion of privacy as including
viol of 942.09 (act) constituting viol of ...)

Can get punitive damages w/out
showing compensatory damages

leave out refs. to damages for
emot. distress

link to stds. in 895.85



State of Wisconsin
2001 - 2002 LEGISLATURE

LRBa0329/1

RLR:.....

By Tues. 3/13/01 10:00 AM

gjs

ASSEMBLY AMENDMENT ,

TO 2001 ASSEMBLY BILL 60

1 At the locations indicated, amend the bill as follows:

2 1. Page 1, line 4: delete "nudity," and substitute "nudity; the civil cause of
3 action for unreasonable invasion of privacy;"

4 2. Page 2, line 1: before that line insert:

5 "SECTION 1h. 895.50 (2) (d) of the statutes is created to read:

6 895.50 (2) (d) Conduct that is prohibited under s. 942.09, regardless of whether
7 there has been a criminal action related to the conduct, and regardless of the outcome
8 of the criminal action, if there has been a criminal action related to the conduct.

9 SECTION 1n. 895.50 (5) of the statutes is created to read:

10 895.50 (5) A court may award punitive damages in accordance with s. 895.85
11 to a plaintiff seeking recovery for an invasion of privacy under sub. (2) (d), regardless
12 of whether the plaintiff proves compensable damages resulting from the invasion of
13 privacy."

1 **3.** Page 2, line 1: substitute "SECTION 1s" for "SECTION 1". ✓

2 **4.** Page 4, line 20: after that line insert:

3 ✓ "SECTION 6n. Initial applicability.

4 (1) The treatment of sections 985.50 (2) (d) and (5) of the statutes first applies ✓
5 to acts or omissions occurring on the effective date of this subsection." ✓

6 (END)

895



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/1	rryan 03/12/2001	csicilia 03/12/2001	jfrantzc 03/13/2001	_____	lrb_docadmin 03/13/2001	lrb_docadmin 03/13/2001	

FE Sent For:

<END>

Jacket will be returned from /1

3/13/01

LRB a 0329/1

change compensable to compensatory
p. 1 line 12 - per Rep Bundschuh

By Noon Tues 3/13/01

RMR

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TO 2001 ASSEMBLY BILL 60

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6 (END)

ccc

A Amdt. 2
to AB-60

LRBa 0329/2

#. Page 2, line 4: delete "sections"
and substitute "section".

KMG



State of Wisconsin
2001-2002 LEGISLATURE

CORRECTIONS IN:

ASSEMBLY AMENDMENT 2,

TO 2001 ASSEMBLY BILL 60

Prepared by the Legislative Reference Bureau
(March 19, 2001)

1. Page 2, line 4: delete "sections" and substitute "section".

LRBa0329/2ccc-1

KMG:ch

Minor clerical corrections in legislation are authorized under s. 35.17, stats.; Senate Rule 31; Assembly Rule 36; and Joint Rule 56.