

**2003 DRAFTING REQUEST**

**Bill**

Received: **09/24/2003**

Received By: **chanaman**

Wanted: **As time permits**

Identical to LRB:

For: **Scott Suder (608) 267-0280**

By/Representing: **Anne Emerson**

This file may be shown to any legislator: **NO**

Drafter: **chanaman**

May Contact:

Addl. Drafters: **mdsida**

Subject: **Criminal Law - law enforcement  
Criminal Law - district attys  
Criminal Law - sex offenses  
Criminal Law - victims**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Suder@legis.state.wi.us**

Carbon copy (CC:) to: **cathlene.hanaman@legis.state.wi.us**

---

**Pre Topic:**

No specific pre topic given

---

**Topic:**

Prohibit law enforcement and prosecutors from requiring a sexual assault victim to submit to a polygraph test

---

**Instructions:**

Redraft 2001 AB-484

---

**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>
/?	chanaman 09/25/2003			_____			S&L
/1			jfrantze	_____	mbarman	lemery	

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
			09/25/2003 _____		09/25/2003	09/26/2003	

FE Sent For:

AA  
Intro

<END>

**2003 DRAFTING REQUEST**

**Bill**

Received: **09/24/2003**

Received By: **chanaman**

Wanted: **As time permits**

Identical to LRB:

For: **Scott Suder (608) 267-0280**

By/Representing: **Anne Emerson**

This file may be shown to any legislator: **NO**

Drafter: **chanaman**

May Contact:

Addl. Drafters: **mdsida**

Subject: **Criminal Law - law enforcement  
Criminal Law - district attys  
Criminal Law - sex offenses  
Criminal Law - victims**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Suder@legis.state.wi.us**

Carbon copy (CC:) to: **cathlene.hanaman@legis.state.wi.us**

---

**Pre Topic:**

No specific pre topic given

---

**Topic:**

Prohibit law enforcement and prosecutors from requiring a sexual assault victim to submit to a polygraph test

---

**Instructions:**

Redraft 2001 AB-484

---

**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>
/?	chanaman 09/25/2003			_____			S&L
/1			jfrantze	_____	mbarman		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
			09/25/2003 _____		09/25/2003		

FE Sent For:

<END>

2003 DRAFTING REQUEST

Bill

Received: 09/24/2003

Received By: chanaman

Wanted: As time permits

Identical to LRB:

For: Scott Suder (608) 267-0280

By/Representing: Anne Emerson

This file may be shown to any legislator: NO

Drafter: chanaman

May Contact:

Addl. Drafters: mdsida

Subject: Criminal Law - law enforcement  
Criminal Law - district attys  
Criminal Law - sex offenses  
Criminal Law - victims

Extra Copies:

Submit via email: YES

Requester's email: Rep.Suder@legis.state.wi.us

Carbon copy (CC:) to: cathlene.hanaman@legis.state.wi.us

Pre Topic:

No specific pre topic given

Topic:

Prohibit law enforcement and prosecutors from requiring a sexual assault victim to submit to a polygraph test

Instructions:

Redraft 2001 AB-484

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>
/?	chanaman	1 2/24 jld	7/29/25	7/29/25			

FE Sent For:

<END>

3353/1

stays  
ok not  
num

cmh  
mgd

2003 BILL

~~2001 ASSEMBLY BILL 484~~

~~August 31, 2001 - Introduced by Representatives WALKER, WASSERMAN, JESKEWITZ, KEDZIE, KESTELL, LADWIG, LA FAVE, LIPPERT, MCCORMICK, OWENS, STARZYK, STASKUNAS and STONE, cosponsored by Senators BURKE, HANSEN and PLACHE. Referred to Committee on Corrections and the Courts.~~

refer  
cat

1 AN ACT to create 968.265 of the statutes; relating to: lie detector tests of sexual  
2 assault victims.

**Analysis by the Legislative Reference Bureau**

Current law imposes several limitations on the use of lie detector tests, including polygraph tests and other types of honesty tests. It is a crime to require a person to submit to a lie detector test or to administer a lie detector test to a person, without obtaining the person's prior written and informed consent to the test, except that the department of corrections and the department of health and family services may require sex offenders to submit to lie detector tests absent consent. In general, an employer may not require or suggest that an employee or prospective employee submit to a lie detector test, nor use any test results as grounds for negative action against an employee. ~~current law~~ provides exceptions to the general rule for certain investigations of business theft and for certain businesses related to security or controlled substances.

however,

This bill prohibits law enforcement officers and district attorneys from requiring, requesting, or suggesting that a person who alleges that he or she is the victim of a sexual assault submit to a lie detector test, regardless of whether the victim gives prior written and informed consent to the test. The bill also prohibits law enforcement officers and district attorneys from providing the victim information regarding lie detector tests unless the victim requests such information.



**Basford, Sarah**

---

**From:** Emerson, Anne  
**Sent:** Thursday, September 25, 2003 4:55 PM  
**To:** LRB.Legal  
**Subject:** Draft review: LRB 03-3353/1 Topic: Prohibit law enforcement and prosecutors from requiring a sexual assault victim to submit to a polygraph test

It has been requested by <Emerson, Anne> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB 03-3353/1 Topic: Prohibit law enforcement and prosecutors from requiring a sexual assault victim to submit to a polygraph test