AN ACT to create 940.315 of the statutes; relating to: unlawful use of a global positioning device and providing a penalty.

Analysis by the Legislative Reference Bureau

This bill makes it unlawful to place a global positioning device on another person's vehicle without that person's knowledge and consent or to intentionally obtain information regarding another person's movement or location generated by a global positioning device without that person's knowledge or consent. A person who does so is guilty of a Class I felony and is subject to a fine not to exceed $10,000, imprisonment not to exceed three years and six months, or both.

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a report concerning the proposed penalty and the costs or savings that are likely to result if the bill is enacted.

For further information see the state and local fiscal estimate, which will be printed as an appendix to this bill.

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

SECTION 1. 940.315 of the statutes is created to read:

940.315 Global positioning devices. Whoever places a global positioning device on a vehicle owned or used by another person without that person's knowledge
and consent or intentionally obtains information regarding another person’s
movement or location generated by a global positioning device without that person’s
knowledge or consent is guilty of a Class I felony. This section does not apply to a law
enforcement officer acting in his or her official capacity or to an employer, as defined
in s. 343.245 (1) (b), acting to track the movement or location of a commercial motor
vehicle during business hours.

(END)