



## 2009 ASSEMBLY BILL 410

August 31, 2009 – Introduced by Representatives ZIGMUNT, PARISI, BENEDICT, BERCEAU, BERNARD SCHABER, GRIGSBY, HRAYCHUCK, KAUFERT, A. OTT, PASCH, POPE-ROBERTS, ROYS, SINICKI, SOLETSKI, STASKUNAS, SUDER and TURNER, cosponsored by Senators TAYLOR, SULLIVAN, DARLING, A. LASEE, LASSA, LEHMAN and RISSER. Referred to Committee on Corrections and the Courts.

1     **AN ACT** *to amend* 968.075 (5) (a) 2. of the statutes; **relating to:** violation of the  
2             72-hour no contact provision in domestic violence cases and providing a  
3             penalty.

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### ***Analysis by the Legislative Reference Bureau***

Under current law, a person who is arrested for a domestic abuse incident may not go to the residence of the alleged victim of the incident or contact the alleged victim for 72 hours after he or she is arrested unless the alleged victim signs a waiver that would allow the person to go to the home or make contact. A person who does so is subject to a forfeiture of up to \$1,000.

Under this bill, a person who violates these provisions is guilty of a Class A misdemeanor and is subject to a fine not to exceed \$10,000, imprisonment not to exceed nine 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.

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

4             **SECTION 1.** 968.075 (5) (a) 2. of the statutes is amended to read:

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**SECTION 1**

1 968.075 (5) (a) 2. An arrested person who intentionally violates this paragraph

2 ~~shall be required to forfeit not more than \$1,000~~ is guilty of a Class A misdemeanor.

3 (END)