

State of Misconsin 2011 - 2012 LEGISLATURE



2011 ASSEMBLY BILL 263

September 15, 2011 – Introduced by Representatives Knodl, Krug, Bies, Brooks, Jacque, Kerkman, Kuglitsch, Marklein, Mursau, Rivard, Sinicki, Strachota and Stroebel, cosponsored by Senators Darling, Galloway, Lassa, Schultz and Wanggaard. Referred to Committee on Criminal Justice and Corrections.

- 1 AN ACT *to create* 973.06 (1) (av) of the statutes; **relating to:** costs associated
- with providing false information to a law enforcement officer.

Analysis by the Legislative Reference Bureau

Under current law, a person who is convicted of a crime may be assessed certain costs associated with his or her crime. Current law allows a court to assess costs and fees incurred in connection with the arrest, preliminary examination, and trial of the person, but generally, a person may not be assessed the costs of routine investigations. Under current law, a person who is convicted of certain crimes may be assessed specific costs that are related to those particular crimes.

Under this bill, a person who is convicted of obstructing a law enforcement officer by providing false information to the officer or placing physical evidence with the intent to mislead the officer may be assessed the costs incurred by the law enforcement agency when it investigated or responded to the false information or evidence.

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. 973.06 (1) (av) of the statutes is created to read:

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973.06 (1) (av) If the defendant violated s. 946.41 by obstructing an officer, the reasonable costs expended by a state or local law enforcement agency or emergency response agency to respond to or investigate the false information that the defendant provided or the physical evidence that the defendant placed. Costs allowable under this paragraph may include personnel costs and costs associated with the use of police or emergency response vehicles.

7 (END)