



**ASSEMBLY AMENDMENT 1,
TO 2011 ASSEMBLY BILL 263**

October 17, 2011 – Offered by Representatives KNODL and KRUG.

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

2 **1.** Page 2, line 1: delete “If” and substitute “1. Except as provided in subd. 2.,
3 if”.

4 **2.** Page 2, line 6: after that line insert: “2. No costs may be taxable against
5 a defendant under this paragraph if any of the following applies:

6 a. The defendant was charged under s. 946.41 solely because he or she recanted
7 a report of abusive conduct, including interspousal battery, as described under s.
8 940.19 or 940.20 (1m), domestic abuse, as defined in s. 49.165 (1) (a), 813.12 (1) (am),
9 or 968.075 (1) (a), harassment, as defined in s. 813.125 (1), sexual exploitation by a
10 therapist under s. 940.22, sexual assault under s. 940.225, child abuse, as defined
11 under s. 813.122 (1) (a), or child abuse under ss. 948.02 to 948.11.

12 b. The defendant was a victim of abusive conduct, including interspousal
13 battery, as described under s. 940.19 or 940.20 (1m), domestic abuse, as defined in

1 s. 49.165 (1) (a), 813.12 (1) (am), or 968.075 (1) (a), harassment, as defined in s.
2 813.125 (1), sexual exploitation by a therapist under s. 940.22, sexual assault under
3 s. 940.225, child abuse, as defined under s. 813.122 (1) (a), or child abuse under ss.
4 948.02 to 948.11, and he or she was charged under s. 946.41 based on information he
5 or she omitted or false information he or she provided during the course of an
6 investigation into the crime committed against him or her.

7 c. The defendant was charged under s. 946.41 solely because his or her report
8 did not lead to criminal charges against, or a conviction of, another person.”.

9 (END)