

**2013 Senate Bill 160 (LRB -2120)**

An Act to renumber 49.165 (4) and 165.93 (4); to renumber and amend 968.075 (4); to amend 7.08 (10), 165.85 (4) (b) 1.d. a., 950.01, 968.075 (4) (title), 968.075 (8) and 968.075 (9) (a) 2. and (b); and to create 49.165 (4) (b), 165.85 (2) (as), 165.85 (4) (cp), 165.93 (4) (b), 968.075 (4) (a) (intro.), 968.075 (4) (a) 2. and 968.075 (9) (a) 1.m. of the statutes; relating to: training standards for law enforcement officers regarding domestic abuse incidents and complaints, and law enforcement reports following a domestic abuse incident. (FE)

**2013**

- 04-25. S. Introduced by Senators **Petrowski, Gudex, Carpenter, Hansen, Harris, Jauch, Lehman, Olsen, Risser and Shilling**; cosponsored by Representatives **Jacque, Kerkman, Richards, Berceau, Bernard Schaber, Bernier, Bies, Billings, Brooks, Czaja, Genrich, Hebl, Hintz, Kaufert, Kleefisch, Kolste, Loudenbeck, A. Ott, Schraa, Sinicki and C. Taylor**. ..... 192
- 04-25. S. Read first time and referred to Committee on Transportation, Public Safety, and Veterans and Military Affairs ..... 192
- 05-06. S. Fiscal estimate received
- 06-11. S. Fiscal estimate received

**2014**

- 02-05. S. Senate Substitute Amendment 1 offered by Senator Petrowski (**LRB s0248**) ..... 630
- 02-12. S. Public hearing held
- 02-20. S. Executive action taken
- 02-21. S. Report adoption of Senate Substitute Amendment 1 recommended by Committee on Transportation, Public Safety, and Veterans and Military Affairs, Ayes 5, Noes 0 ..... 705
- 02-21. S. Report passage as amended recommended by Committee on Transportation, Public Safety, and Veterans and Military Affairs, Ayes 5, Noes 0 ..... 705
- 02-21. S. Available for scheduling
- 03-14. S. Placed on calendar 3-18-2014 pursuant to Senate Rule 18(1) ..... 779
- 03-18. S. Senate Amendment 1 to Senate Substitute Amendment 1 offered by Senator Erpenbach (**LRB a2147**)
- 03-18. S. Senate Amendment 1 offered by Senator Erpenbach (**LRB a2141**)
- 03-18. S. Senate Amendment 1 to Senate Substitute Amendment 1 withdrawn and returned to author
- 03-18. S. Senate Amendment 1 withdrawn and returned to author
- 03-18. S. Read a second time
- 03-18. S. **Senate Substitute Amendment 1 adopted**
- 03-18. S. Rules suspended
- 03-18. S. Read a third time and **passed**
- 03-18. S. Ordered immediately messaged
- 03-18. A. Received from Senate ..... 749
- 03-18. A. Read first time and referred to committee on Rules ..... 750
- 03-18. A. Made a special order of business at 10:22 AM on 3-20-2014 pursuant to Assembly Resolution 28 ..... 766
- 03-20. A. Read a second time
- 03-20. A. Ordered to a third reading
- 03-20. A. Rules suspended
- 03-20. A. Read a third time and **concurred in**
- 03-20. A. Ordered immediately messaged
- 03-21. S. Received from Assembly concurred in

**2013**  
**ENROLLED BILL**

13en S B- 160

**ADOPTED DOCUMENTS:**

Orig     Engr    5 SubAmdt 1    13 S 0248 2

Amendments to above (if none, write "NONE"): None

Corrections - show date (if none, write "NONE"): None

**Topic**    law enforcement reports and procedures following a domestic abuse incident,  
domestic abuse victim access to information regarding services providers, and  
access by the Department of Justice to the prosecutor technology for case tracking  
system

3-25-14  
Date

JR Miller  
Enrolling Drafter



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRBs0248/2  
CMH:sac:rs

**SENATE SUBSTITUTE AMENDMENT 1,  
TO SENATE BILL 160**

February 5, 2014 – Offered by Senator PETROWSKI.

1     **AN ACT to renumber** 49.165 (4) and 165.93 (4); **to amend** 7.08 (10), 950.01 and  
2     968.075 (3) (a) (intro.); and **to create** 16.971 (10), 49.165 (4) (b), 165.93 (4) (b),  
3     968.075 (3) (a) 4., 968.075 (3) (am) and 968.075 (9) (a) 1m. of the statutes;  
4     **relating to:** law enforcement reports and procedures following a domestic  
5     abuse incident, domestic abuse victim access to information regarding services  
6     providers, and access by the Department of Justice to the prosecutor technology  
7     for case tracking system maintained by the Department of Administration.

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

8     **SECTION 1.** 7.08 (10) of the statutes is amended to read:  
9     **7.08 (10) DOMESTIC ABUSE AND SEXUAL ASSAULT SERVICE PROVIDERS.** Provide to  
10    each municipal clerk, on a continuous basis, the names and addresses of  
11    organizations that are certified under s. 49.165 (4) (a) or 165.93 (4) (a) to provide  
12    services to victims of domestic abuse or sexual assault.

1           **SECTION 2.** 16.971 (10) of the statutes is created to read:

2           **16.971 (10)** The department shall maintain, and provide the department of  
3 justice with general access to, a case management system that allows district  
4 attorneys to manage all case-related information and share the information among  
5 prosecutors.

6           **SECTION 3.** 49.165 (4) of the statutes is renumbered 49.165 (4) (a).

7           **SECTION 4.** 49.165 (4) (b) of the statutes is created to read:

8           **49.165 (4) (b)** The department shall make available to law enforcement  
9 agencies a current list containing the name and address of each organization that is  
10 eligible to receive grants under sub. (2).

11           **SECTION 5.** 165.93 (4) of the statutes is renumbered 165.93 (4) (a).

12           **SECTION 6.** 165.93 (4) (b) of the statutes is created to read:

13           **165.93 (4) (b)** The department shall make available to law enforcement  
14 agencies a current list containing the name and address of each organization that is  
15 eligible to receive grants under sub. (2).

16           **SECTION 7.** 950.01 of the statutes is amended to read:

17           **950.01 Legislative intent.** In recognition of the civic and moral duty of  
18 victims and witnesses of crime to fully and voluntarily cooperate with law  
19 enforcement and prosecutorial agencies, and in further recognition of the continuing  
20 importance of such citizen cooperation to state and local law enforcement efforts and  
21 the general effectiveness and well-being of the criminal justice system of this state,  
22 the legislature declares its intent, in this chapter, to ensure that all victims and  
23 witnesses of crime are treated with dignity, respect, courtesy and sensitivity; and  
24 that the rights extended in this chapter to victims and witnesses of crime are honored  
25 and protected by law enforcement agencies, prosecutors and judges in a manner no

1 less vigorous than the protections afforded criminal defendants. This chapter does  
2 not prohibit a public official, employee, or agency from sharing information with  
3 victim service organizations that are eligible to receive grants under s. 49.165 (2) or  
4 165.93 (2). Nothing in this chapter shall be construed to impair the exercise of  
5 prosecutorial discretion.

6 **SECTION 8.** 968.075 (3) (a) (intro.) of the statutes is amended to read:

7 968.075 (3) (a) (intro.) Each law enforcement agency shall develop, adopt, and  
8 implement written policies regarding ~~arrest~~ procedures for domestic abuse  
9 incidents. The policies shall include, but not be limited to, the following:

10 **SECTION 9.** 968.075 (3) (a) 4. of the statutes is created to read:

11 968.075 (3) (a) 4. A procedure that requires a law enforcement officer, if the law  
12 enforcement officer has reasonable grounds to believe that a person is committing  
13 or has committed domestic abuse, to inform the victim of the availability of shelters  
14 and services in his or her community, including using lists available under ss. 49.165  
15 (4) (b) and 165.93 (4) (b); to give notice of legal rights and remedies available to him  
16 or her; and to provide him or her with a statement that reads substantially as follows:  
17 "If you are the victim of domestic abuse, you may contact a domestic violence victim  
18 service provider to plan for your safety and take steps to protect yourself, including  
19 filing a petition under s. 813.12 of the Wisconsin statutes for a domestic abuse  
20 injunction or under s. 813.125 of the Wisconsin statutes for a harassment  
21 injunction."

22 **SECTION 10.** 968.075 (3) (am) of the statutes is created to read:

23 968.075 (3) (am) The policies under par. (a) may provide that the law  
24 enforcement agency will share information with organizations that are eligible to  
25 receive grants under s. 49.165 (2) or 165.93 (2).

