



State of Wisconsin  
2017 - 2018 LEGISLATURE

LRB-2505/1  
CMH:emw

## 2017 SENATE BILL 253

1     **AN ACT** *to renumber and amend* 115.31 (1) (c); and *to create* 115.31 (1) (c) 1.  
2             b., 115.31 (1) (c) 2. and 118.07 (4p) of the statutes; **relating to:** prohibiting  
3             aiding and abetting sexual abuse.

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*Analysis by the Legislative Reference Bureau*

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

4             **SECTION 1.** 115.31 (1) (c) of the statutes is renumbered 115.31 (1) (c) 1. (intro.)  
5             and amended to read:  
6             115.31 (1) (c) 1. (intro.) “Immoral conduct” means conduct or behavior that is  
7             contrary to commonly accepted moral or ethical standards and that endangers the  
8             health, safety, welfare, or education of any pupil. “Immoral conduct” includes ~~the~~ all  
9             of the following:  
10            a. The intentional use of an educational agency’s equipment to download, view,  
11            solicit, seek, display, or distribute pornographic material.

**SENATE BILL 253****SECTION 2**

1           **SECTION 2.** 115.31 (1) (c) 1. b. of the statutes is created to read:

2           115.31 (1) (c) 1. b. Assisting a school employee, contractor, or agent to obtain  
3 a new job in a school or with a local educational agency, as defined in 20 USC 7801  
4 (30), if the individual knows or has a reasonable suspicion to believe that the school  
5 employee, contractor, or agent committed a sex offense, as defined in s. 301.45 (1d)  
6 (b), and the victim was a minor or a pupil.

7           **SECTION 3.** 115.31 (1) (c) 2. of the statutes is created to read:

8           115.31 (1) (c) 2. It is not immoral conduct under subd. 1. b. if any of the following  
9 apply:

10           a. The assistance is the transmittal of administrative and personnel files.

11           b. The information the individual knows or that is the basis of the individual's  
12 reasonable suspicion has been properly reported to law enforcement and law  
13 enforcement has closed any resulting case or investigation without a conviction.

14           **SECTION 4.** 118.07 (4p) of the statutes is created to read:

15           118.07 (4p) (a) Except as provided in par. (b), no school board, governing body  
16 of a private school, or operator of a charter school may assist a school employee,  
17 contractor, or agent to obtain a new job in a school or with a local educational agency,  
18 as defined in 20 USC 7801 (30), if the school board, governing body, or operator knows  
19 or has a reasonable suspicion to believe that the school employee, contractor, or agent  
20 committed a sex offense, as defined in s. 301.45 (1d) (b), and the victim was a minor  
21 or a pupil.

22           (b) Paragraph (a) does not apply if any of the following apply:

23           1. The assistance is the transmittal of administrative and personnel files.

24           2. The information the school board, private school, or charter school knows or  
25 that is the basis of the school board, private school, or charter school's reasonable

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1 suspicion has been properly reported to law enforcement and law enforcement has  
2 closed any resulting case or investigation without a conviction.

3 (END)