

State of Wisconsin



2013 Assembly Bill 563

Date of enactment: **March 27, 2014**

Date of publication*: **March 28, 2014**

2013 WISCONSIN ACT 167

AN ACT *to renumber* 968.375 (2), 968.375 (3), 968.375 (6), 968.375 (7), 968.375 (9), 968.375 (10), 968.375 (11), 968.375 (12), 968.375 (13) and 968.375 (14); *to renumber and amend* 968.375 (4), 968.375 (5) and 968.375 (15); and *to amend* 175.60 (14) (a), 939.74 (2) (c) and 948.02 (1) (e) of the statutes; **relating to:** fixing an incorrect cross-reference under the statute of limitations for repeated sexual assault of the same child; numbers of subsections; sexual assault of a child; suspension of license to carry a concealed weapon if the person is prohibited from possessing a dangerous weapon as a condition of release when charged with a felony or misdemeanor (suggested as remedial legislation by the Department of Justice).

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

SECTION 1. 175.60 (14) (a) of the statutes is amended to read:

175.60 (14) (a) The department shall revoke a license issued under this section if the department determines that sub. (3) (b), (c), ~~(d)~~, (e), (f), or (g) applies to the licensee.

SECTION 2. 939.74 (2) (c) of the statutes is amended to read:

939.74 (2) (c) A prosecution for violation of s. 948.02 (2), 948.025 (1) ~~(b)~~ (e), 948.03 (2) (a), 948.05, 948.051, 948.06, 948.07 (1), (2), (3), or (4), 948.075, 948.08, 948.085, or 948.095 shall be commenced before the victim reaches the age of 45 years or be barred, except as provided in sub. (2d).

SECTION 3. 948.02 (1) (e) of the statutes is amended to read:

948.02 (1) (e) Whoever has sexual contact or sexual intercourse with a person who has not attained the age of 13 years is guilty of a Class B felony.

SECTION 4. 968.375 (2) of the statutes is renumbered 968.375 (1).

SECTION 5. 968.375 (3) of the statutes is renumbered 968.375 (2).

SECTION 6. 968.375 (4) of the statutes is renumbered 968.375 (3), and 968.375 (3) (b), as renumbered, is amended to read:

968.375 (3) (b) A record or information described under sub. ~~(3)~~ (2) (a).

SECTION 7. 968.375 (5) of the statutes is renumbered 968.375 (4) and amended to read:

968.375 (4) BASIS, APPLICATION FOR, AND ISSUANCE OF SUBPOENA OR WARRANT. Section 968.12 (2) and (3) applies to the basis and application for, and issuance of, a subpoena under sub. ~~(3)~~ (2) or a warrant under sub. ~~(4)~~ (3) as it applies to the basis and application for, and issuance of, a search warrant under s. 968.12.

SECTION 8. 968.375 (6) of the statutes is renumbered 968.375 (5).

SECTION 9. 968.375 (7) of the statutes is renumbered 968.375 (6).

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

SECTION 10. 968.375 (9) of the statutes is renumbered 968.375 (7).

SECTION 11. 968.375 (10) of the statutes is renumbered 968.375 (8).

SECTION 12. 968.375 (11) of the statutes is renumbered 968.375 (9).

SECTION 13. 968.375 (12) of the statutes is renumbered 968.375 (10).

SECTION 14. 968.375 (13) of the statutes is renumbered 968.375 (11).

SECTION 15. 968.375 (14) of the statutes is renum-

bered 968.375 (12).

SECTION 16. 968.375 (15) of the statutes is renumbered 968.375 (13), and 968.375 (13) (intro.), as renumbered, is amended to read:

968.375 (13) DISCLOSURE WITHOUT SUBPOENA OR WARRANT. (intro.) A provider of electronic communication or remote computing service may disclose records or information described under sub. ~~(3)~~ (2) (a) of a customer or subscriber or the content of communications of a customer or subscriber described under sub. ~~(4)~~ (3) without a subpoena or warrant if any of the following applies:
