



2021 SENATE BILL 120

February 18, 2021 - Introduced by Senators WANGGAARD, L. TAYLOR, DARLING, COWLES, FEYEN, JACQUE and ROYS, cosponsored by Representatives SPIROS, ARMSTRONG, BOWEN, BRANDTJEN, MOSES and ROZAR. Referred to Committee on Judiciary and Public Safety.

1 **AN ACT to amend** 66.0511 (2); and **to create** 66.0511 (4) of the statutes; **relating**
2 **to:** law enforcement agency policies on the use of force.

Analysis by the Legislative Reference Bureau

Current law requires each law enforcement agency to have a publicly available policy regulating the use of force by law enforcement officers. This bill requires each such policy to provide the instances in which a use of force must be reported, how to report a use of force, and a requirement that officers who engage in or observe a reportable use of force must report it. This bill also prohibits disciplining a law enforcement officer for reporting a violation of an agency's policy or standard regarding the use of force.

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

3 **SECTION 1.** 66.0511 (2) of the statutes is amended to read:
4 66.0511 (2) **USE OF FORCE POLICY.** Each person in charge of a law enforcement
5 agency shall prepare in writing and make available for public scrutiny a policy or
6 standard regulating the use of force by law enforcement officers in the performance
7 of their duties. The law enforcement agency shall provide in its policy or standard

SENATE BILL 120**SECTION 1**

1 the instances in which a use of force must be reported, how to report a use of force,
2 and a requirement that officers who engage in or observe a reportable use of force
3 report it.

4 **SECTION 2.** 66.0511 (4) of the statutes is created to read:

5 66.0511 (4) WHISTLEBLOWER PROTECTIONS. No law enforcement officer may be
6 discharged, disciplined, demoted, or denied promotion, transfer, or reassignment, or
7 otherwise discriminated against in regard to employment, or threatened with any
8 such treatment, because the law enforcement officer reported, or is believed to have
9 reported, any violation of a policy or standard under sub. (2); initiated, participated
10 in, or testified in, or is believed to have initiated, participated in, or testified in, any
11 action or proceeding regarding a violation of a policy or standard under sub. (2); or
12 provided any information, or is believed to have provided any information, about a
13 violation of a policy or standard under sub. (2).

14 (END)