



2025 ASSEMBLY BILL 236

May 2, 2025 - Introduced by Representatives MURPHY, BEHNKE, BRILL, DITTRICH, FRANKLIN, GUNDRUM, B. JACOBSON, KAUFERT, KREIBICH, MAXEY, MURSAU, SUBECK and WICHGERS, cosponsored by Senator JACQUE. Referred to Committee on Criminal Justice and Public Safety.

- 1 **AN ACT** *to amend* 165.776 (1) (d); *to create* 950.04 (1v) (dm) of the statutes;
- 2 **relating to:** the rights of sexual assault crime victims.

Analysis by the Legislative Reference Bureau

Under current law, crime victims are provided certain rights under Wisconsin's Bill of Rights for Victims and Witnesses, which generally relates to ensuring that all crime victims and witnesses are treated with dignity, respect, courtesy, and sensitivity throughout the criminal justice process.

This bill adds to the bill of rights for crime victims to provide that if a victim of sexual assault has provided a sexual assault kit as evidence of the crime, he or she has all of the following rights:

1. To have his or her kit tested in accordance with statutory timelines.
 2. Upon request, to be informed of the location, testing date, and testing results of the sexual assault kit.
 3. Upon request, to be informed whether a deoxyribonucleic acid analysis has been performed on the kit and, if an analysis has, whether or not a deoxyribonucleic acid profile has been developed and whether a comparison of the profile to profiles of known persons has identified a person.
 4. Upon request, to be informed of the estimated destruction date of the sexual assault kit.
 5. To be informed of any change in the status of his or her case, including if the case has been closed or reopened.
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ASSEMBLY BILL 236**SECTION 1**

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

SECTION 1. 165.776 (1) (d) of the statutes is amended to read:

165.776 (1) (d) “Sexual assault kit” ~~means the evidence collected from a sexual assault forensic examination~~ has the meaning given in s. 165.775 (1) (e).

SECTION 2. 950.04 (1v) (dm) of the statutes is created to read:

950.04 (1v) (dm) If he or she provided a sexual assault kit, as defined in s. 165.775 (1) (e), to all of the following:

1. To have his or her sexual assault kit tested in accordance with the timeline established under s. 165.775 (4) (b).

2. To be provided, upon request and in a manner designated by the victim, information regarding the location, testing date, and testing results of the sexual assault kit; whether a deoxyribonucleic acid analysis has been performed on the kit and, if an analysis has, whether or not a deoxyribonucleic acid profile has been developed and whether a comparison of the profile to profiles of known persons has identified a person; and the estimated destruction date of the sexual assault kit.

3. To be informed of any change in the status of his or her case, including if the case has been closed or reopened.

(END)