



State of Wisconsin
2021 - 2022 LEGISLATURE

LRBs0115/1
EAW:skw

SENATE SUBSTITUTE AMENDMENT 1,
TO SENATE BILL 121

May 4, 2021 - Offered by Senator WANGGAARD.

1 **AN ACT** *to renumber and amend* 66.0511 (1); *to amend* 66.0511 (2); and *to*
2 *create* 66.0511 (1) (a) of the statutes; **relating to:** prohibiting use of choke
3 holds by law enforcement officers in use of force policies.

Analysis by the Legislative Reference Bureau

Current law requires law enforcement agencies to develop policies on the use of force by law enforcement officers in the performance of their duties. This bill provides that a law enforcement agency may not authorize in its use of force policy the use of choke holds by law enforcement officers, except in life-threatening situations or in self-defense.

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

4 **SECTION 1.** 66.0511 (1) of the statutes is renumbered 66.0511 (1) (intro.) and
5 amended to read:
6 66.0511 (1) ~~DEFINITION~~ DEFINITIONS. (intro.) In this section, "law;

(b) “Law enforcement agency” has the meaning given under s. 165.83 (1) (b).

SECTION 2. 66.0511 (1) (a) of the statutes is created to read:

66.0511 (1) (a) “Choke hold” means the intentional and prolonged application of force to the throat, windpipe, or carotid arteries that prevents or hinders breathing or blood flow, reduces the intake of air, or reduces blood flow to the head.

SECTION 3. 66.0511 (2) of the statutes is amended to read:

66.0511 (2) USE OF FORCE POLICY. Each person in charge of a law enforcement agency shall prepare in writing and make available for public scrutiny a policy or standard regulating the use of force by law enforcement officers in the performance of their duties. A law enforcement agency may not authorize the use of choke holds by law enforcement officers in a policy or standard under this subsection, except in life-threatening situations or in self-defense.

SECTION 4. Effective date.

(1) **USE OF CHOKE HOLDS.** The renumbering and amendment of s. 66.0511 (1), the amendment of s. 66.0511 (2), and the creation of s. 66.0511 (1) (a) take effect on the 30th day after publication.

(END)