



State of Wisconsin  
2021 - 2022 LEGISLATURE

LRB-1648/1  
CMH:amn

## 2021 ASSEMBLY BILL 108

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

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.

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*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.

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*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

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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)