



State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-1293/1
PJH:kjf:jm

2015 SENATE BILL 22

February 5, 2015 – Introduced by Senators PETROWSKI, MARKLEIN, OLSEN, COWLES, CARPENTER, C. LARSON and L. TAYLOR, cosponsored by Representatives NEYLON, KNUDSON, CZAJA, CRAIG, T. LARSON, AUGUST, MURPHY, KLEEFISCH, BALLWEG, TITTL, THIESFELDT, E. BROOKS, TRANEL, KAHL, HUTTON, MURSAU, KREMER, MURTHA, HINTZ, SARGENT, GENRICH, SINICKI, KESSLER, OHNSTAD, SUBECK and DOYLE. Referred to Committee on Judiciary and Public Safety.

- 1 **AN ACT** *to create* 940.315 of the statutes; **relating to:** unlawful use of a global
2 positioning device and providing a penalty.

Analysis by the Legislative Reference Bureau

This bill prohibits certain uses of a global positioning device (GPS). Under the bill, a person who places a GPS on a vehicle owned by another person without that person's knowledge or who intentionally obtains information regarding another person's movement or location generated by a GPS without that person's knowledge is guilty of a Class A misdemeanor. Additionally, under the bill a person who places a GPS on a vehicle used primarily by his or her spouse without the spouse's knowledge after a petition for an annulment, divorce, or legal separation has been filed is guilty of a Class A misdemeanor.

The bill creates exceptions for a person who installs a subscription-based communication or navigation system, for a parent or guardian who places a GPS to track the movement or location of his or her minor child or ward, for a business owner who places a GPS to track a motor vehicle used for his or her business, for a lienholder who places a GPS to track a motor vehicle for the purpose of repossessing the vehicle, and for a law enforcement officer acting in his or her official capacity.

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a report concerning the proposed penalty and the costs or savings that are likely to result if the bill is enacted.

