

Issue	Summary	Bill	Author	Position	Status
Statute of Limitations with DNA evidence	Extend/eliminate statute of limitations in sexual assault cases where DNA evidence is available.	Last session: AB 497 This session: AB 291	Reps Walker/ Wasserman	Support	Introduced 4.3.01; Two amendments adopted; referred to the Committee on Rules (4.25.01)
Statute of Limitations for civil action CSA	Extends statute of limitations from 2 to 5 years for civil action for the recovery of damages for sexual assault to a child. Expands the injuries covered to include incest, sexual assault, repeated acts of SA to the same child, and SA of a student by a school instructional staff person.	Last session: SB 304 This Session SB 22	Sen. Burke	Support	Introduced 1.23.01; referred to committee on Judiciary, Consumer Affairs, & Campaign Finance Reform
Rape exam fees	Ensure that rape victims are not billed for rape exams	None	None	Support	Currently being drafted by WCASA
DV in presence of a child	Creates a separate crime	Last session: SB 219	Sen. Burke ('99)	Oppose	Failed to be passed either house
Covenant Marriage	Establishes covenant marriage option that subjects the couple (if they have children) to stricter limitations for establishing grounds for divorce and requires counseling before a divorce is granted.	Last Session: AB 83	Rep. Owens	Oppose	Failed to pass either house

<b>Restraining Order Reform</b>	See Below	Wisconsin Coalition Against Domestic Violence (WCADV) has proposed language and is soliciting sponsors	Support	Bill addressing fees for restraining orders was only related bill passed last session (AB 671, Rep. Berceau)
Restraining order fees	Eliminate fees for all child abuse, vulnerable adult and foreign protection orders. States funded by VAWA are prohibited from charging fees for protection orders.			
Add dating relationship to Restraining orders	VAWA (federal) includes a definition of dating violence and requires states to offer domestic abuse orders to victims of dating violence. Currently, a victim who dates but has not ever married, lived with or had a child with the abuser can only get a Harassment restraining order which provides more narrowly drawn protections.			
Service of Restraining Orders	Amend notice by publication to allow for "notice of hearing" or "summary" rather than publication of the entire petition. Define "constructive" knowledge of injunction when temporary order is properly served and respondent fails to appear for hearing.			
Clarify Ch. 813 Restraining Orders are separate and distinct	Clarify that other orders that require the abuser not to have contact with the victim do not preclude the victim from being eligible for a civil protective order.			
The filing of foreign protection orders.	Clarify what "authenticated" means for filing foreign protection orders. In 806.247(3)(a) does it mean "certified" or merely verified to be authentic.			
Address privacy on restraining orders.	Allow for privacy of petitioner's address when seeking restraining orders.			
Burden of proof for restraining orders	Clarify the burden of proof required to issue both temporary restraining orders and final injunctions.			
Increase time for restraining orders.	Temporary restraining orders (TROs) for domestic abuse are currently available for 7 days, with one extension for 14 days. Propose an increase in length of TROs. Final injunctions are currently available for a maximum of 2 years. Propose an increase in length of injunction to 3 or 4 years.			
The subject of a restraining order retrieving personal property.	Broadly interpreted, the language in TROs and final injunctions may prohibit law enforcement from accompanying the abuser or victim to retrieve personal property. Change language in statute to allow accompaniment by law enforcement.			

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Stalking	<ul style="list-style-type: none"> <li>➤ Clarify "reasonable person" standard.</li> <li>➤ Include phone calls, phone monitoring, letters, faxes, and e-mails in definition of stalking.</li> <li>➤ Revisit penalties.</li> </ul>	Not introduced, but analysis of other states' laws underway by WCADV	None	Support concept, but await specific proposed legislation	Not introduced
Mandatory arrest	<ul style="list-style-type: none"> <li>➤ Addition of "dating relationship." States receiving VAWA funding are required to consider dating relationship as DV.</li> <li>➤ Clarify primary physical aggressor.</li> <li>➤ Limit dual arrests.</li> </ul>	Not introduced, but WI DOJ and WCADV to host forum of advocates, officers and prosecutors	None	Support concept, but await specific proposed legislation	Not introduced
Adding broken nose to substantial bodily harm definition	939.22(38) currently includes a laceration that require stitches, fracture of bone, burn, loss of consciousness, sight or hearing, and loss or fractures of tooth. The proposed change would add a broken nose to the definition of substantial bodily harm.	Not introduced	None	Support concept, but await specific proposed legislation	Not introduced
2001-03 Biennial Budget	<p>Issues to watch:</p> <ul style="list-style-type: none"> <li>➤ WCADV's proposal to increase GPR funding to programs by 10% or (\$750,000)</li> <li>➤ Support a \$300,000 increase in targeted funding for traditionally underserved populations.</li> <li>➤ Federal Family Violence Option (W-2)</li> </ul>	SB 55 / AB 144	Joint Committee on Finance	Support	Budget negotiations are underway
			Senator Gwen Moore	Support	Pending introduction as a budget amendment

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FEDERAL					
TANF	2002 reauthorization and allocation of federal Temporary Assistance for Needy Families (TANF).			Watch and Report	
VAWA	VAWA II was reauthorized through 2005 per the new federal budget process. Distribution to states pending. Other legislation (Millenium VAWA?) may be drafted.			Watch and Report	VAWA II re-authorized Oct 11, 2000, but not reallocated at full funding level.

**PUBLIC POLICY AREAS (*Watch and Report*)**

- Creating a permanent federal Violence Against Women Office (S 161/S 570/HR 28)
- To amend the Violence Against Women Act of 2000 by expanding the legal assistance for victims of violence grant program to include legal assistance for victims of dating violence S.410
- Responsible Fatherhood Act of 2001 S.653 / H.R.1300
- Policy regarding release of offenders from custody in the Milwaukee County Jail or the House of Correction
- Legislation regarding sentencing of perpetrators of DV/SA.
- Mental Health/Health Care (Wisconsin SB 157)
- Legislation and/or funding to support Visitation Centers
- Child Custody and Child Support (Wisconsin AB 149 and a draft bill prepared for Rep. Berceau related to custody and abuse)
- Safe/Affordable Housing
- Legislation and/or funding to support a faith based approach to service delivery to victims of DV/SA.