



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-5231/1
CMH:klm

2019 ASSEMBLY BILL 802

January 27, 2020 - Introduced by Representatives KNODL, SANFELIPPO, DITTRICH, DUCHOW, EDMING, GUNDRUM, JAMES, KATSMA, KUGLITSCH, SKOWRONSKI and WICHGERS, cosponsored by Senators DARLING, JACQUE and WANGGAARD. Referred to Committee on Criminal Justice and Public Safety.

1 **AN ACT to create** 885.56 (1) (km) of the statutes; **relating to:** criteria for the
2 court to consider when determining whether to use videoconferencing at a
3 proceeding.

Analysis by the Legislative Reference Bureau

Current law allows a court to allow the use of videoconferencing technology at a proceeding. Current law specifies criteria that the court may consider when determining whether to permit the use of videoconferencing technology, such as whether undue prejudice would result; the cost of producing a witness in person versus the importance of the offered testimony; whether the decorum of the courtroom would impress upon the witness to testify truthfully; and whether the person presents a security risk to transport and present personally. This bill adds as a criterion the safety of the witness or the risk that the witness may be unavailable to testify if videoconferencing is not used.

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

4 **SECTION 1.** 885.56 (1) (km) of the statutes is created to read:

