



State of Wisconsin
2019 - 2020 LEGISLATURE

LRBs0103/1
MLJ&SWB:amn

**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 172**

October 29, 2019 - Offered by Representative KERKMAN.

1 **AN ACT** *to create* 345.24 (1m) and 939.05 (2) (bm) of the statutes; **relating to:**
2 civil liability of a person effecting release of a person arrested for operating
3 under the influence and aiding and abetting a crime.

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

4 **SECTION 1.** 345.24 (1m) of the statutes is created to read:
5 345.24 **(1m)** An attorney, spouse, relative, or other responsible adult to whom
6 a person arrested under s. 346.63 (1) or (5) or an ordinance in conformity therewith
7 or s. 346.63 (2) or (6) or 940.25, or s. 940.09 where the offense involved the use of a
8 vehicle, is released as set forth in sub. (1) is jointly and severally liable for any
9 damages caused by the person released if the damages are caused after release and
10 within 12 hours after the time of the person's release.

11 **SECTION 2.** 939.05 (2) (bm) of the statutes is created to read:

1 939.05 (2) (bm) Is a person to whom the person who directly committed the
2 crime was released under s. 345.24, if the crime was committed within 12 hours after
3 the time of the release; or

4 (END)