



State of Wisconsin
2021 - 2022 LEGISLATURE

LRBa1148/1
KP:cdc

**SENATE AMENDMENT 2,
TO SENATE BILL 582**

February 8, 2022 – Offered by Senator ROTH.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 5: after that line insert:

3 “(bm) “Obscene” has the meaning given in s. 20.935 (1) (bm).”.

4 **2.** Page 2, line 9: after “may” insert “use his or her public position or office or
5 the property or resources of this state to”.

6 **3.** Page 2, line 13: after “may” insert “use his or her public position or office or
7 the property or resources of the federal government to”.

8 **4.** Page 2, line 14: after that line insert:

9 “(c) Notwithstanding pars. (a) and (b), a state public official holding an elective
10 office or a U.S. senator or representative in congress elected to his or her office in this
11 state may report harassment, an apparent violation of law, content that is obscene
12 or pornographic in nature, or expressive material not protected by the First
13 Amendment of the U.S. Constitution to a social media Internet site.”.

1 **5.** Page 3, line 14: after that line insert:

2 “(bm) “Obscene” means that all of the following apply to content:

3 1. An average individual, applying contemporary community standards, would
4 find that the content, taken as a whole, appeals to the prurient interest.

5 2. The content depicts or describes sexual conduct in a patently offensive way.

6 3. The content, taken as a whole, lacks serious literary, artistic, political, or
7 scientific value.”.

8 **6.** Page 4, line 7: after “may” insert “use his or her position or office or the
9 property or resources of this state to”.

10 **7.** Page 4, line 10: after “may” insert “use his or her position or office or the
11 property or resources of the federal government to”.

12 **8.** Page 4, line 12: after that line insert:

13 “(c) Notwithstanding pars. (a) and (b), an employee of a state agency or a federal
14 government agency employee may report harassment, an apparent violation of law,
15 content that is obscene or pornographic in nature, or expressive material not
16 protected by the First Amendment of the U.S. Constitution to a social media Internet
17 site.”.

18 **(END)**