



State of Wisconsin
2023 - 2024 LEGISLATURE

LRB-1967/1

CMH:klm

2023 ASSEMBLY BILL 108

March 14, 2023 - Introduced by Representatives STEFFEN, BEHNKE, ARMSTRONG, BALDEH, BODDEN, BROOKS, DITTRICH, DUCHOW, MURSAU, NOVAK, ORTIZ-VELEZ, RODRIGUEZ, ROZAR, SORTWELL, SUBECK and TUSLER, cosponsored by Senators WIMBERGER, JAMES, FELZKOWSKI, NASS, ROYS, SPREITZER, STAFSHOLT and WANGGAARD. Referred to Committee on Education.

AN ACT *to renumber* 948.50 (2) (a); *to amend* 948.50 (2) (b); and *to create*

948.50 (2) (am) of the statutes; **relating to:** the definition of “strip search” for the purpose of the prohibition against strip-searching a pupil.

Analysis by the Legislative Reference Bureau

Under current law, it is a Class B misdemeanor for a school or school district official, employee, or agent to conduct a strip search of a pupil. For purposes of this prohibition, current law defines a “strip search” to mean a search in which a person’s genitals, pubic area, buttock, or anus, or a female person’s breast, is uncovered and either is exposed to view or is touched by a person conducting the search. This bill expands this definition to include a search in which a person’s naked or underwear-clad genitalia, anus, buttocks, or female areola or nipple is uncovered and either is exposed to view or is touched by a person conducting the search.

The bill does not change current law with regard to strip searches conducted by law enforcement.

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

ASSEMBLY BILL 108**SECTION 1**

SECTION 1. 948.50 (2) (a) of the statutes is renumbered 948.50 (2) (av).

SECTION 2. 948.50 (2) (am) of the statutes is created to read:

948.50 (2) (am) “Private area” means the naked or underwear-clad genitalia, anus, buttocks, or female areola or nipple.

SECTION 3. 948.50 (2) (b) of the statutes is amended to read:

948.50 (2) (b) “Strip search” means a search in which a person’s ~~genitals,~~
~~pubic area, buttock or anus, or a female person’s breast,~~ private area is uncovered
and either is exposed to view or is touched by a person conducting the search.

(END)