



2013 ASSEMBLY BILL 212

May 17, 2013 - Introduced by Representatives SWEARINGEN, KLEEFISCH, BORN, MURSAU, BROOKS, BALLWEG, A. OTT, BERNIER, CZAJA, SCHRAA and TITTL. Referred to Committee on Criminal Justice.

1 **AN ACT** *to repeal* 973.075 (1) (bj); *to amend* 973.075 (1) (bg) and 973.075 (2) (d);
2 and *to create* 973.075 (1) (b) 1m. h. of the statutes; **relating to:** seizure of
3 property used in the crime of child enticement.

Analysis by the Legislative Reference Bureau

Under current law, certain property involved in the commission of a crime is subject to seizure and forfeiture. The forfeiture law applies to all property directly or indirectly derived from the commission of a crime. It also covers certain other property related to the commission of a crime, including: 1) a vehicle used to transport property used or received in committing a felony; 2) a vehicle used in committing a crime relating to prostitution; and 3) property used in committing a stalking offense or a criminal violation of a domestic abuse, child abuse, or harassment restraining order or injunction.

This bill applies the forfeiture law to a vehicle used in the crime of child enticement and any property used or to be used in the commission of the crime of child enticement. Under this bill, if a law enforcement officer has probable cause to believe that the vehicle or other property was used in the commission of the crime of child enticement, he or she may seize the property without a court process.

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

