



2013 ASSEMBLY BILL 612

January 9, 2014 - Introduced by Representatives STRACHOTA, PRIDEMORE and CZAJA, cosponsored by Senator GROTHMAN. Referred to Committee on Judiciary.

1 **AN ACT** *to amend* 972.15 (4); and *to create* 950.04 (1v) (pd) and 972.15 (4r) of
2 the statutes; **relating to:** allowing a victim of a crime to view portions of a
3 presentence investigation report.

Analysis by the Legislative Reference Bureau

Under current law, if a person is convicted of a crime, the court may order a presentence investigation report be prepared. Generally, the presentence investigation report is confidential. However, under current law, the district attorney and the defendant's attorney are entitled to have and keep a copy of the presentence investigation report. If the defendant is not represented by counsel, the defendant is entitled to view the presentence investigation report but may not keep a copy of the report. A district attorney or defendant's attorney who receives a copy of the report shall keep it confidential. A defendant who views the contents of a presentence investigation report shall keep the information in the report confidential.

Also under current law, a victim of a crime has certain rights, including the right to have the person preparing a presentence investigation report make a reasonable attempt to contact the victim in order to determine the economic, physical, and psychological effect of the crime on the victim. The victim does not have the right to view the presentence investigation report.

Under this bill, a victim of a crime has a right to view the sentencing recommendations contained in the presentence investigation report and the portions of the report that contain information pertaining to the victim himself or herself.

