



## 2017 ASSEMBLY BILL 741

December 13, 2017 - Introduced by Representatives VRUWINK, HESSELBEIN, MILROY, SINICKI, GOYKE, RIEMER, NOVAK, HEBL, ANDERSON, SPREITZER, BERCEAU, SUBECK, SHANKLAND, BROSTOFF, KOLSTE, TUSLER, CROWLEY, POPE, ZEPNICK, CONSIDINE and OHNSTAD, cosponsored by Senator JOHNSON. Referred to Committee on Criminal Justice and Public Safety.

1     **AN ACT** *to amend* 973.017 (2) (b); and *to create* 973.017 (8m) of the statutes;  
2             **relating to:** considering post-traumatic stress disorder as a mitigating factor  
3             in sentencing certain criminal offenders.

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### *Analysis by the Legislative Reference Bureau*

Under current law, when a court makes a sentencing decision concerning a person convicted of a criminal offense, the court must consider the protection of the public, the gravity of the offense, the rehabilitative needs of the defendant, and any applicable mitigating factors or aggravating factors to the crime. This bill creates a new mitigating factor. Under this bill, when a court makes a sentencing decision concerning a person who is a military veteran and has been diagnosed as suffering from post-traumatic stress disorder resulting from the person's military service, the court may consider that diagnosis as a mitigating factor.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

4             **SECTION 1.** 973.017 (2) (b) of the statutes is amended to read:

