



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2005 Wisconsin Act 313
[2005 Assembly Bill 717]

Felony Murder

Under law in effect prior to Act 313, causing the death of another while committing or attempting to commit one of six specified crimes (“felony murder”) allows the court to impose imprisonment for not more than 15 years in excess of the maximum term of imprisonment for the underlying crime. The six underlying crimes specified are first-degree sexual assault, second-degree sexual assault by use or threat of force or violence, arson, armed burglary, armed robbery, and car-jacking.

Act 313 expands the list of crimes that are subject to the felony murder statute by adding the following crimes: s. 940.19, battery, substantial battery, and aggravated battery; s. 940.195, battery, substantial battery, and aggravated battery to unborn child; s. 940.20, battery, special circumstances; s. 940.201, battery or threat to witness; s. 940.203, battery or threat to judge; s. 940.30, false imprisonment; and s. 940.31, kidnapping.

Effective Date: April 21, 2006.

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This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature’s Web site at: <http://www.legis.state.wi.us/>.