

# State of Wisconsin



2017 Senate Bill 58

Date of enactment: **April 16, 2018**  
Date of publication\*: **April 17, 2018**

## 2017 WISCONSIN ACT 311

AN ACT *to renumber and amend* 943.23 (2) and 943.23 (3); and *to create* 943.23 (1r), 943.23 (2) (b) and 943.23 (3) (b) of the statutes; **relating to:** carjacking offenses and providing criminal penalties.

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

**SECTION 1.** 943.23 (1r) of the statutes is created to read:

943.23 (1r) Whoever, by the use of force against another or by the threat of the use of force against another, intentionally takes any vehicle without the consent of the owner is guilty of a Class E felony.

**SECTION 2.** 943.23 (2) of the statutes is renumbered 943.23 (2) (intro.) and amended to read:

943.23 (2) (intro.) Except as provided in sub. (3m), whoever intentionally takes and drives any vehicle without the consent of the owner is guilty of ~~a~~ the following:  
(a) Except as provided in par. (b), a Class H felony.

**SECTION 3.** 943.23 (2) (b) of the statutes is created to read:

943.23 (2) (b) For a 2nd or subsequent offense, a Class F felony.

**SECTION 4.** 943.23 (3) of the statutes is renumbered 943.23 (3) (intro.) and amended to read:

943.23 (3) (intro.) Except as provided in sub. (3m), whoever intentionally drives or operates any vehicle without the consent of the owner is guilty of ~~a~~ the following:

(a) Except as provided in par. (b), a Class I felony.

**SECTION 5.** 943.23 (3) (b) of the statutes is created to read:

943.23 (3) (b) For a 2nd or subsequent offense, a Class G felony.

**SECTION 6. Initial applicability.**

(1) This act first applies to offenses committed on the effective date of this subsection but does not preclude the counting of other offenses as prior offenses under section 943.23 (2) (b) and (3) (b) of the statutes.

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\* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."