



**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1995 ASSEMBLY BILL 1040**

March 25, 1996 - Offered by COMMITTEE ON AGING AND LONG-TERM CARE.

1 **AN ACT to create** 939.647 of the statutes; **AN ACT to create** 939.647 of the
2 statutes; **relating to:** committing certain violent crimes against an elder
3 person and providing a penalty.

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

4 **SECTION 1.** 939.647 of the statutes is created to read:

5 **939.647 Increased penalty; violent felony committed against elder**
6 **person. (1)** In this section:

7 (a) "Elder person" means any individual who is 62 years of age or older.

8 (b) "Violent felony" means any felony under s. 940.19 (2), (3), (4), (5) or (6),
9 940.225 (1), (2) or (3), 940.23 or 943.32.

10 **(2)** If a person commits a violent felony in the victim's residence and the victim
11 of the violent felony is an elder person, the maximum period of imprisonment is
12 increased by 5 years.

13 **(3)** Subsection (2) applies even if the person mistakenly believed that the victim
14 had not attained the age of 62 years.

