



**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1995 ASSEMBLY BILL 134**

January 18, 1996 – Offered by COMMITTEE ON JUDICIARY.

1 **AN ACT to amend** 895.035 (4m); and **to create** 895.035 (2g) of the statutes;
2 **relating to:** ordinance violations regarding graffiti.

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

3 **SECTION 1.** 895.035 (2g) of the statutes is created to read:

4 895.035 (2g) The parent or parents with custody of a minor child are liable for
5 the cost of the repair or replacement of, or the removal of the etching, marking,
6 drawing or writing from, property damaged as the result of a violation of an
7 ordinance that prohibits intentional etching or marking, drawing or writing with
8 paint, ink or other substance on the physical property of another without the other's
9 consent.

10 **SECTION 2.** 895.035 (4m) of the statutes, as created by 1995 Wisconsin Act 24,
11 is amended to read:

12 895.035 (4m) The maximum recovery from any parent or parents may not
13 exceed \$4,000 for damages resulting from any one act regarding a violation under of
14 a minor child who violates an ordinance that prohibits intentional etching or

1 marking, drawing or writing with paint, ink or other substance on the physical
2 property of another without the other's consent or who violates s. 943.017 of a child,
3 in addition to taxable costs and disbursements and reasonable attorney fees, as
4 determined by the court. If 2 or more children in the custody of the same parent or
5 parents commit the same act the total recovery may not exceed \$4,000, in addition
6 to taxable costs and disbursements.

7 **SECTION 3. Initial applicability.**

8 (1) This act first applies to violations committed on the effective date of this
9 subsection.

10

(END)