



2009 ASSEMBLY BILL 376

August 18, 2009 – Introduced by Representatives TURNER, DAVIS, BROOKS, BERCEAU, SHILLING, MASON, HILGENBERG, POPE-ROBERTS, NASS, KAUFERT, GUNDRUM, ZEPNICK, LOTHIAN, TOWNSEND, GUNDERSON, MURTHA, STEINBRINK, HINTZ, HEBL, A. OTT, ZIGMUNT, NERISON, VRUWINK, SCHNEIDER, PETROWSKI, SPANBAUER and VAN AKKEREN, cosponsored by Senators LEHMAN, KEDZIE, LASSA, DARLING, ERPENBACH, WIRCH, SCHULTZ, OLSEN, COGGS and TAYLOR. Referred to Committee on Corrections and the Courts.

1 **AN ACT to create** 973.20 (15) of the statutes; **relating to:** restitution for
2 misappropriation from a cemetery of certain objects that relate to a veteran.

Analysis by the Legislative Reference Bureau

Under current law, a court generally must order a person who is convicted of a crime to pay restitution to any victim of the crime unless the court finds substantial reason not to order restitution. This bill specifies that a court must require a person who is convicted of misappropriating, from a cemetery, an object that indicates that a deceased was a veteran, to reimburse the cost of replacing the object.

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

3 **SECTION 1.** 973.20 (15) of the statutes is created to read:
4 973.20 (15) If misappropriation, from a cemetery, of an object that indicates
5 that a deceased was a veteran, as described in s. 45.001, is a crime considered at
6 sentencing, the restitution order shall require that the defendant reimburse an
7 individual, organization, or governmental entity for the cost of replacing the object.

8 **SECTION 2. Initial applicability.**

