

No. 442, S.]

[Published July 26, 1957.

CHAPTER 415

AN ACT to amend 939.49 (title) and (2) of the statutes, relating to the defense of property and protection against shoplifting.

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

SECTION 1. 939.49 (title) of the statutes is amended to read:

939.49 (title) DEFENSE OF PROPERTY AND PROTECTION AGAINST SHOPLIFTING.

SECTION 2. 939.49 (2) of the statutes is amended to read:

939.49 (2) A person is privileged to defend a third person's property from real or apparent unlawful interference by another under the same conditions and by the same means as those under and by which he is privileged to defend his own property from real or apparent unlawful interference, provided that he reasonably believes that the facts are such as would give the third person the privilege to defend his own property, that his intervention is necessary for the protection of the third person's property, and that the third person whose property he is protecting is a member of his immediate family or household or a person whose property he has a legal duty to protect, *or is a merchant and the actor is the merchant's employe or agent.*

Approved July 20, 1957.