

1999 ASSEMBLY BILL 37

January 19, 1999 – Introduced by Representatives LADWIG, ZIEGELBAUER, GRONEMUS, GUNDERSON, HUEBSCH, F. LASEE, MUSSER, NASS, OWENS, PORTER, PETTIS, RYBA, SPILLNER, STONE, SUDER and TURNER, cosponsored by Senators FITZGERALD, HUELSMAN and A. LASEE. Referred to Committee on Criminal Justice.

1 **AN ACT** *to create* 939.626 of the statutes; **relating to:** burglary and providing
2 a penalty.

Analysis by the Legislative Reference Bureau

Under current law, a person is guilty of burglary if he or she intentionally enters a building, dwelling or certain other places without the consent of the person in lawful possession of the building, dwelling or other place and with intent to steal or commit a felony in the building, dwelling or other place. A person convicted of a burglary committed before December 31, 1999, may be fined not more than \$10,000 or imprisoned for not more than ten years or both, except that the person may be imprisoned for not more than 40 years if he or she commits the burglary while armed, commits a battery during the burglary on a person lawfully inside the building, dwelling or other place, or uses explosives to open a depository in the building, dwelling or other place. A person convicted of a burglary committed on or after December 31, 1999, may be fined not more than \$10,000 or imprisoned for not more than 15 years or both, except that the person may be imprisoned for not more than 60 years if he or she commits the burglary while armed, commits a battery during the burglary on a person lawfully inside the building, dwelling or other place, or uses explosives to open a depository in the building, dwelling or other place.

