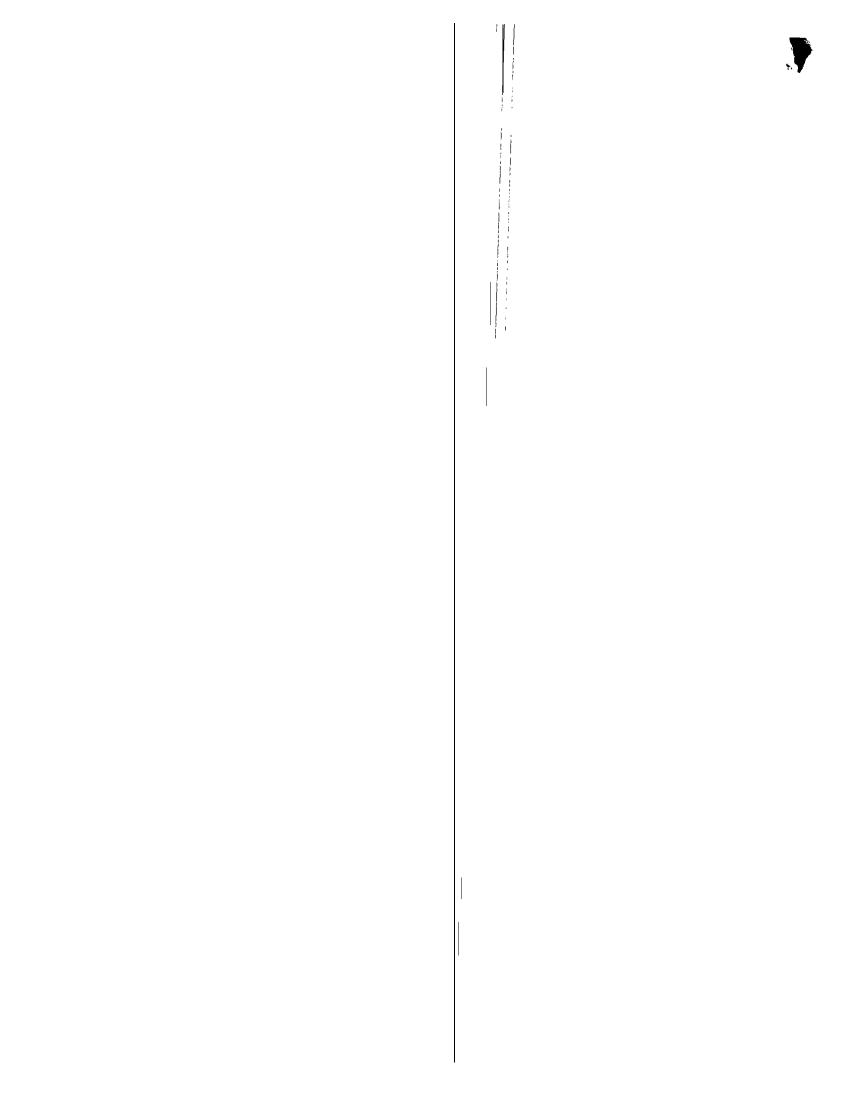


1999 DRAFTINGREQUEST

Assembly Substitute Amendment (ASA-AB37)

Received: 09/11/1999 Wanted: As time permits For: Robert Goetscb (608) 266-2540 This file may be shown to any legislator: NO May Contact:					Received By: olsenje Identical to LRB: By/Representing: Kent Drafter: olsenje											
									Alt. Drafters: mdsida							
									Subject: Criminal Law - miscellaneous					Extra Copies:	PJD	
									Pre To	pic:						
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CPSC re	econciliation															
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Vers.	<u>Drafted</u>	Reviewed	<u>Typed</u>	Proofed	Submitted	<u>Jacketed</u>	Required									
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1999 DRAFTING REQUEST

Assembly Substitute Amendment (ASA-AB37)

Received: 09/11/1999	Rece	ived	l	3у: с	olsenj	je
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Wanted: **As time permits** Identical to LRB:

For: Robert Goetsch (608) 266-2540 By/Representing: Kent

This file may be shown to any legislator: **NO**Drafter: **olsenje**

May Contact: Alt. Drafters:

Subject: Criminal Law - miscellaneous Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

CPSC reconciliation

Instructions:

See Attached

Drafting History:

<u>Vers.</u> <u>Drafted</u> <u>Reviewed</u> <u>Typed</u> <u>Proofed</u> <u>Submitted</u> <u>Jacketed</u> <u>Reauired</u>

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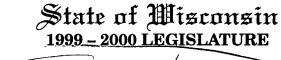
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Tues 9/14 9:00 am



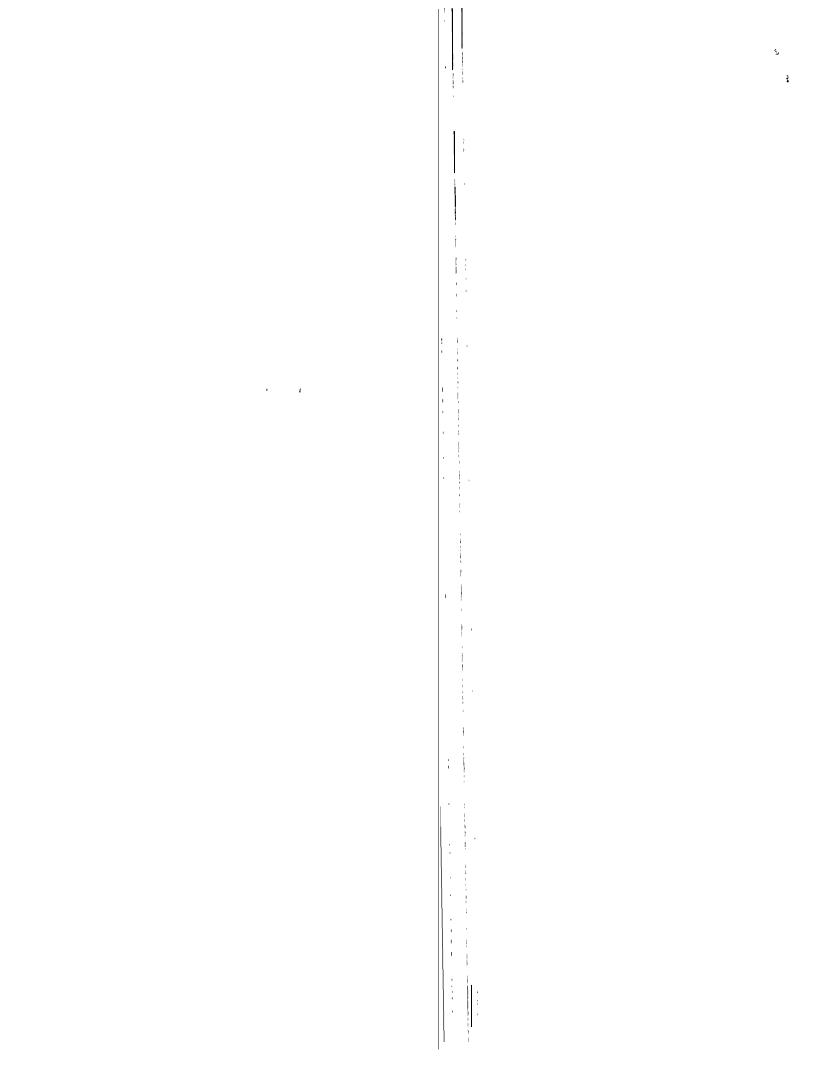
ASSEMBLY SUBSTITUTE AMENDMENT, TO 1999 ASSEMBLY BILL 37



AN ACT ...; relating to: burglary and providing a penalty

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

- **SECTION 1.** 939.626 of the statutes is created to read:
- **939.626 Increased penalty; burglary of an occupied dwelling.** If a person is convicted ofviolating s. **943.10**, the maximum term of imprisonment for the crime may be increased by not more than 5 years if all of the following apply:
 - (1) The burglarized enclosure is a dwelling.
- (2) Another person was lawfully present in the dwelling at the time of the violation.
- SECTION 2. 939.626 of the statutes, as created by 1999 Wisconsin Act (this act), is renumbered 973.017 (4m), and 973.017 (4m) (title), (intro.) and (a), as renumbered, are amended to read:



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1	973.017 (4m) (title) INCREASED PENALTY AGGRAVATINGFACTORS: BURGLARY OF AN
2	OCCUPIED DWELLING. If When making a sentencing decision concerning a person is
3 .	convicted of violating s. 943.10, the maximum term of imprisonment for the crime
4	may be increased by not more than 5 years 1 2 of the following apply court shall
5	consider as an aggravating factor the fact that the violation was committed under all
6	of the following circumstances:
7	(a) The burglarized enclosure is <u>was</u> a dwelling.
8	SECTION 3. Nonstatutory provisions.
9	(1) RECONCILIATION PROVISION. The renumbering and amendment of section AutoRef (2) AutoRef (2)
10	AutoRef (2) AutoRef (2) 939.626 of the statutes, as created by this act, and Section 4(1), (2) and (3) of this AutoRef (3)
11	act are void unless 1999 Assembly Bill 465 is enacted into law before July 1, 2000,
12	and unless 1999 Assembly Bill 465 creates section 973.017 of the statutes in exactly
13	the same form as it appears in section 757 of 1999 Assembly Bill 465.
14	AR. 他 マ SECTION 4. Effective dates. This act takes effect on the day after publication,
15	except as follows:
16	A.R. (1) If 1999 Assembly Bill 465 has been enacted on or before the day after
17	publication of this act and the day after publication of this act is on or before
8	December 31, 1999, the renumbering and amendment of section 939.626 of the
19	statutes, as created by this act, takes effect on December 31, 1999.
20	A.R. (2) If 1999 Assembly Bill 465 has been enacted on or before the day after
21	publication of this act and the day after publication of this act is after December 31,
22	1999, the renumbering and amendment of section 939.626 of the statutes, as created
23	by this act, takes effect on the day after publication of this act.
24	A.R. (3) If 1999 Assembly Bill 465 is enacted after the day after publication of this

act but before July 1, 2000, the renumbering and amendment of section 939.626 of

<u>.</u> . <u>.</u> .

[•

the statutes, as created by this act, takes effect on December 31, 1999, or on the date

that the creation of section 973.017 of the statutes by 1999 Assembly Bill 465 takes

3 effect, whichever is later.

4 **(END)**

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