

1999 DRAFTING REQUEST

Bill

Received: 09/9/98

Received By: olsenje

Wanted: As time permits

Identical to LRB:

For: Timothy Carpenter (608) 266-1707

By/Representing: Himself

This file may be shown to any legislator: NO

Drafter: olsenje

May Contact:

Alt. Drafters:

Subject: Criminal Law - miscellaneous

Extra Copies:

Topic:

Criminal damage to religious and other property

Instructions:

See Attached

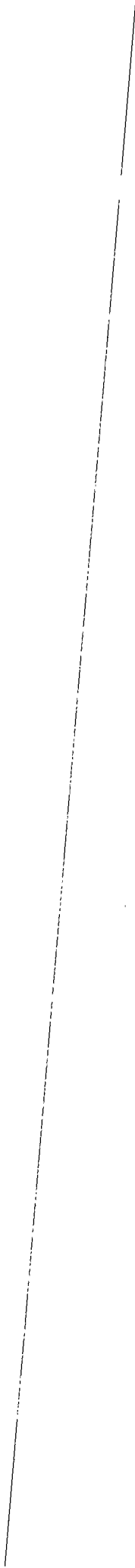
Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	olsenje 09/10/98	jgeller 09/10/98		_____			
/1			lpaasch 09/10/98	_____	lrb_docadmin 09/10/98	lrb_docadmin 10/15/98	

FE Sent For:

<END>

Not Needed



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/?	olsenje	1-9-10-98 UG	9-10-98	9-10-98 K.M.			

FE Sent For:

<END>



0078

STATE REPRESENTATIVE
Timothy W. Carpenter

N I N T H A S S E M B L Y D I S T R I C T

MEMO

TO: Legislative Reference Bureau
FROM: Representative Tim Carpenter
RE: Bill Drafting Requests for the 1999 - 2000 Legislative Biennium
DATE: September 1, 1998

I would like to have the following bills from the 1998-1999 legislative session redrafted for the 1999-2000 biennium (*copies enclosed*):

- **AB 148:** Health care benefits no longer provided by employer: notification requirements created. Amend from 60 day notification to 120 day notification.
- **AB 76:** Pediatric health care: insurance coverage of preventive services required.
- **AJR 109:** To create section 4 of article III of the constitution; relating to: reasonable limits on state or local campaign expenditures.
- **AB 805:** An Act to amend 943.012 (intro.) of the statutes; relating to: criminal damage to certain property and providing a penalty.

In addition, I would also like a bill drafted that would fund adult day care with Title XIX dollars (*please see attachment*).

Thank you for your assistance with this request. If you have any questions or concerns, please contact Rex Loehe in my office at 6-1707.

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0078/1

1997 ASSEMBLY BILL 805

February 19, 1998 - Introduced by Representatives CARPENTER, WASSERMAN, ERESE, CULLEN, STASKUNAS, PLALE, MEYER, PORTER, HASENOHR, MUSSER, ZIEGELBAUER, URBAN and OTT, cosponsored by Senators BURKE, RUDE, MOEN and DARLING. Referred to Committee on Criminal Justice and Corrections.

generate catalogue

1 AN ACT to amend 943.012 (intro.) of the statutes, relating to: criminal damage
2 to certain property and providing a penalty.

Analysis by the Legislative Reference Bureau

Current law makes it a crime to damage another person's property without that person's consent, with the penalty for the crime depending on the type or value of the property that is damaged. ~~Currently, a person may be fined not more than \$10,000 or imprisoned for not more than 2 years or both if, knowing the character of the property, he or she damages religious property, cemetery property, property of a school or community center publicly identified with a particular religious, racial, ethnic or other group or personal property of particular significance to a religious, racial, ethnic or other group.~~ This bill increases the maximum imprisonment for this crime to five years. The bill does not change the maximum fine for the crime.

IF
INSECT ANALYSIS

Who knows

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

SECTION 1. 943.012 (intro.) of the statutes is amended to read:
943.012 Criminal damage to or graffiti on religious and other property. (intro.) Whoever intentionally causes damage to, intentionally marks, draws or writes with ink or another substance on or intentionally etches into any

for offenses committed before December 31, 1999, and to ten years for offenses committed on or after December 31, 1999.

PROOF W/STATS

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Handwritten notes and markings at the bottom of the page, including a large '3' and some illegible scribbles.

ASSEMBLY BILL 805

SECTION 1

1 physical property of another, without the person's consent and with knowledge of the
 2 character of the property, is guilty of a Class ~~E~~ D felony if the property consists of one
 3 or more of the following:

SECTION 2. Initial applicability.

4
 5 (1) This act applies to offenses occurring on or after the effective date of this
 6 subsection.

7 (END) ✓

D-Note

PROOF w/STATS.

Handwritten notes or markings in the top right corner, possibly including a date or page number.



INSERT ANALYSIS

(no
9)

, he or she may be fined not more

than \$10,000[✓] or imprisoned for not morethan ^{two}~~3~~ years if the offense occurs before

December 31, 1999, or for not more than

five[✓]~~3~~ years if the offense occurs on or afterDecember 31, 1999[✓]_{0e}

100

100

100

100

D-Note

LRB-0078/1dn
JEO: jlg

¶ This is a redraft of 1997

Assembly Bill 805. Note that be-

cause of the changes made in felony

penalties by 1997 Wisconsin Act 283 (the

"truth in sentencing" act), offenses covered

by this bill that are committed on or

after December 31, 1999, are punishable^b by

a bifurcated sentence of
up to 10 years.

Is that your intent?

JEO

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DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0078/1dn
JEO;jlg:lp

September 10, 1998

This is a redraft of 1997 Assembly Bill 805. Note that because of the changes made in felony penalties by 1997 Wisconsin Act 283 (the "truth in sentencing" act), offenses covered by this bill that are committed on or after December 31, 1999, are punishable by a bifurcated sentence of up to 10 years. Is that your intent?

Jefren E. Olsen
Legislative Attorney
266-8906

**SUBMITTAL
FORM**

**LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

Date: 9/10/98

To: Representative Carpenter

Relating to LRB drafting number: LRB-0078

Topic

Criminal damage to religious and other property

Subject(s)

Criminal Law - miscellaneous

1. **JACKET** the draft for introduction Carpenter
in the **Senate** ____ or the **Assembly** (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached _____.
A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____.
If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Jefren E. Olsen, Legislative Attorney
Telephone: (608) 266-8906

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