

**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 121**

September 14, 1999 – Offered by Representative GOETSCH.

1 **AN ACT to repeal and recreate** 943.012 (intro.) of the statutes; **relating to:**
2 criminal damage to certain property and providing a penalty.

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

3 **SECTION 1.** 943.012 (intro.) of the statutes, as affected by 1999 Wisconsin Act
4 (Assembly Bill 465), is repealed and recreated to read:

5 **943.012 Criminal damage to or graffiti on religious and other property.**
6 (intro.) Whoever intentionally causes damage to, intentionally marks, draws or
7 writes with ink or another substance on or intentionally etches into any physical
8 property of another, without the person's consent and with knowledge of the
9 character of the property, is guilty of a Class H felony if the property consists of one
10 or more of the following:

11 **SECTION 2. Nonstatutory provisions.**

1 (1) RECONCILIATION PROVISION. The treatment of section 943.012 (intro.) of the
2 statutes by this act and SECTION 4 (1), (2) and (3) of this act are void unless the
3 treatment of sections 939.50 (1) (h) and (3) (h) and 943.012 (intro.) of the statutes by
4 1999 Assembly Bill 465 is enacted into law before July 1, 2000, in exactly the same
5 form as it appears in sections 236, 245 and 390 of 1999 Assembly Bill 465.

6 **SECTION 3. Initial applicability.**

7 (1) The treatment of section 943.012 (intro.) of the statutes first applies to
8 offenses occurring on the effective date of this subsection.

9 **SECTION 4. Effective dates.** This act takes effect on the day after publication,
10 except as follows:

11 (1) If 1999 Assembly Bill 465 has been enacted on or before the day after
12 publication of this act and the treatment of section 943.012 (intro.) of the statutes by
13 1999 Assembly Bill 465 took effect on or before the day after publication of this act,
14 then the treatment of section 943.012 (intro.) of the statutes by this act and SECTION
15 3 (1) of this act take effect on the day after publication of this act.

16 (2) If 1999 Assembly Bill 465 has been enacted on or before the day after
17 publication of this act and the treatment of section 943.012 (intro.) of the statutes by
18 1999 Assembly Bill 465 takes effect after the day after publication of this act, then
19 the treatment of section 943.012 (intro.) of the statutes by this act and SECTION 3 (1)
20 of this act take effect on the date that the treatment of section 943.012 (intro.) of the
21 statutes by 1999 Assembly Bill 465 takes effect.

22 (3) If 1999 Assembly Bill 465 is enacted after the day after publication of this
23 act but before July 1, 2000, the treatment of section 943.012 (intro.) of the statutes

1 by this act and SECTION 3 (1) of this act take effect on the date that the treatment of
2 section 943.012 (intro.) of the statutes by 1999 Assembly Bill 465 takes effect.

3 (END)