

1 SECTION 92. 214.93[✓] of the statutes, as affected by 1997 Wisconsin Act 283, is
2 amended to read:

3 **214.93 False statements.** ~~A person may not knowingly make, cause, or allow
4 another person to make or cause to be made, a false statement, under oath if required
5 by this chapter or on any report or statement required by the division or by this
6 chapter. In addition to any forfeiture under s. 214.935, a person who violates this
7 section may be imprisoned for not more than 20 years.~~

NOTE: NOTE: This section is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

8 **214.93 False statements.** A person may not knowingly make, cause, or allow
9 another person to make or cause to be made, a false statement, under oath if required
10 by this chapter or on any report or statement required by the division or by this
11 chapter. In addition to any forfeiture under s. 214.935, a person who violates this
12 section may be imprisoned for not more than 30 years is guilty of a Class F felony.

History: 1991 a. 221; 1995 a. 27, 103; 1997 a. 283.

13 SECTION 93. 215.02 (6) (b)[✓] of the statutes, as affected by 1997 Wisconsin Act
14 283, is amended to read:

15 **215.02 (6) (b)** ~~If any person mentioned in par. (a) discloses the name of any
16 debtor of any association or any information about the private account or
17 transactions of such association, discloses any fact obtained in the course of any
18 examination of any association, or discloses examination or other confidential
19 information obtained from any state or federal regulatory authority, including an
20 authority of this state or another state, for financial institutions, mortgage bankers,
21 insurance or securities, except as provided in par. (a), he or she shall forfeit his or her
22 office or position and may be fined not less than \$100 nor more than \$1,000, or
23 imprisoned not less than 6 months nor more than 2 years or both.~~

NOTE: NOTE: Par. (b) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

SECTION 93

① ^{no 91} ~~AW~~ If any person mentioned in par. (a) discloses the name of any debtor of any
 2 association or any information about the private account or transactions of such
 3 association, discloses any fact obtained in the course of any examination of any
 4 association, or discloses examination or other confidential information obtained
 5 from any state or federal regulatory authority, including an authority of this state
 6 or another state, for financial institutions, mortgage bankers, insurance or
 7 securities, except as provided in par. (a), he or she is guilty of a Class I felony and shall
 8 forfeit his or her office or position and may be fined not less than \$100 nor more than
 9 \$1,000 or imprisoned for not less than 6 months nor more than 3 years or both.

History: 1971 c. 101; 1971 c. 270 s. 104; 1973 c. 205; 1975 c. 41 s. 52; 1975 c. 348, 359, 421; 1977 c. 140; 1977 c. 196 s. 131; 1977 c. 418; 1979 c. 32 s. 92 (6); 1979 c. 287; 1981 c. 45; 1983 a. 167, 524, 538; 1985 a. 157; 1987 a. 27; 1989 a. 31; 1991 a. 221, 316; 1995 a. 27, 104, 225, 400; 1997 a. 35, 283.

10 **SECTION 94.** 215.12 of the statutes, as affected by 1997 Wisconsin Act 283, is
 11 amended to read:

12 **215.12 Penalty for dishonest acts; falsification of records.** Every officer,

13 director, employe or agent of any association who steals, abstracts, or wilfully
 14 misapplies any property of the association, whether owned by it or held in trust, or
 15 who, without authority, issues or puts forth any certificate of savings accounts,
 16 assigns any note, bond, mortgage, judgment or decree, or, who makes any false entry
 17 in any book, record, report or statement of the association with intent to injure or
 18 defraud the association or any person or corporation, or to deceive any officer or
 19 director of the association, or any other person, or any agent appointed to examine
 20 the affairs of such association, or any person who, with like intent, aids or abets any
 21 officer, director, employe or agent in the violation of this section, shall be imprisoned
 22 in the Wisconsin state prisons for not to exceed 20 years.

NOTE: NOTE: This section is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

23 **215.12 Penalty for dishonest acts; falsification of records.** Every officer, director,

24 employe or agent of any association who steals, abstracts, or wilfully misapplies any

1 property of the association, whether owned by it or held in trust, or who, without
 2 authority, issues or puts forth any certificate of savings accounts, assigns any note,
 3 bond, mortgage, judgment or decree, or, who makes any false entry in any book,
 4 record, report or statement of the association with intent to injure or defraud the
 5 association or any person or corporation, or to deceive any officer or director of the
 6 association, or any other person, or any agent appointed to examine the affairs of
 7 such association, or any person who, with like intent, aids or abets any officer,
 8 director, employe or agent in the violation of this section, ~~shall be imprisoned in the~~
 9 ~~Wisconsin state prisons for not more than 2 years~~ is guilty of a Class F felony.

History: 1977 c. 418 s. 924 (18) (e); 1997 a. 283.

10 **SECTION 95. 215.21 (21)** of the statutes, as affected by 1997 Wisconsin Act 283,
 11 is amended to read:

12 **215.21 (21)** ~~PENALTY FOR GIVING OR ACCEPTING MONEY FOR LOANS. Every officer,~~
 13 ~~director, employe or agent of any association, or any appraiser making appraisals for~~
 14 ~~any association, who accepts or receives, or offers or agrees to accept or receive~~
 15 ~~anything of value in consideration of its loaning any money to any person; or any~~
 16 ~~person who offers, gives, presents or agrees to give or present anything of value to~~
 17 ~~any officer, director, employe or agent of any association or to any appraiser making~~
 18 ~~appraisals for any association in consideration of its loaning money to the person,~~
 19 ~~shall be fined not to exceed \$10,000 or imprisoned in the Wisconsin state prisons not~~
 20 ~~to exceed 2 years or both. Nothing in this subsection prohibits an association from~~
 21 ~~employing an officer, employe or agent to solicit mortgage loans and to pay the officer,~~
 22 ~~employe or agent on a fee basis.~~

NOTE: NOTE: Sub. (21) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read: NOTE:

23 **(21)** ~~PENALTY FOR GIVING OR ACCEPTING MONEY FOR LOANS .~~ Every officer, director,
 24 employe or agent of any association, or any appraiser making appraisals for any

1 association, who accepts or receives, or offers or agrees to accept or receive anything
 2 of value in consideration of its loaning any money to any person; or any person who
 3 offers, gives, presents or agrees to give or present anything of value to any officer,
 4 director, employe or agent of any association or to any appraiser making appraisals
 5 for any association in consideration of its loaning money to the person, ~~shall be fined~~
 6 ~~not more than \$10,000 or imprisoned in the Wisconsin state prisons for not more than~~
 7 ~~3 years or both~~ is guilty of a Class I felony. Nothing in this subsection prohibits an
 8 association from employing an officer, employe or agent to solicit mortgage loans and
 9 to pay the officer, employe or agent on a fee basis.

History: 1971 c. 222; 1973 c. 205,208; 1975 c. 11,359; 1975 c. 371 s. 50; 1975 c. 387; 1977 c. 58,140; 1979 c. 250,287; 1981 c. 45; 1983 a. 36, 167; 1989 a. 103; 1991 a. 316; 1993 a. 213, 453, 482; 1995 a. 27, 104, 227, 417; 1997 a. 2, 283.

10 **SECTION 96. 218.21 (7)** ~~of the statutes, as affected by 1997 Wisconsin Act 283,~~
 11 is amended to read:

12 218.21 (7) ~~Any person who knowingly makes a false statement in an~~
 13 ~~application for a motor vehicle salvage dealer license may be fined not more than~~
 14 ~~\$5,000 or imprisoned not more than 5 years or both.~~

NOTE: NOTE: Sub. (7) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

15 (7) Any person who knowingly makes a false statement in an application for
 16 a motor vehicle salvage dealer license ~~may be fined not more than \$5,000 or~~
 17 ~~imprisoned for not more than 5 years and 6 months or both~~ is guilty of Class H
 18 felony.

History: 1975 c. 288; 1977 c. 29 s. 1654 (7) (a); 1977 c. 272.4 s. 47; 1979 c. 32; 1987 a. 351; 1991 a. 39; 1993 a. 112; 1997 a. 191, 237, 283.

19 **SECTION 97. 220.06 (2)** ~~of the statutes, as affected by 1997 Wisconsin Act 233,~~
 20 is amended to read:

21 220.06 (2) ~~If any employe in the division or any member of the banking review~~
 22 ~~board or any employe thereof discloses the name of any debtor of any bank or~~
 23 ~~licensee, or anything relative to the private account or transactions of such bank or~~

1 licensee, or any fact obtained in the course of any examination of any bank or
 2 licensee, ~~except as herein provided, that person shall be subject, upon conviction, to~~
 3 ~~forfeiture of office, Or position and to the payment of a fine of not less than \$100 nor~~
 4 ~~more than \$1,000, or imprisonment in the Wisconsin state prisons not less than 6~~
 5 ~~months nor more than 2 years, or both.~~

NOTE: NOTE: Sub. (2) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

6 (2) If any employe in the division or any member of the banking review board
 7 or any employe thereof discloses the name of any debtor of any bank or licensee, or
 8 anything relative to the private account or transactions of such bank or licensee, or
 9 any fact obtained in the course of any examination of any bank or licensee, except as
 10 herein provided, is guilty of a Class I felony and that person shall be subject, upon
 11 conviction, to forfeiture of office or position and ~~may be fined not less than \$100 nor~~
 12 ~~more than \$1,000 or imprisoned for not less than 6 months nor more than 3 years or~~
 13 ~~both.~~

History: 1977 c. 418; 1979 c. 102; 1983 a. 27; 1985 a. 127,325; 1987 a. 252; 1995 a. 27,336; 1997 a. 283,

14 SECTION 98. 221.0625 (2) (intro.) of the statutes, as affected by 1997 Wisconsin
 15 Act 283, is amended to read:

16 221.0625 (2) PENALTY. (intro.) ~~An officer or director of a bank who, in violation~~
 17 ~~of this section, directly or indirectly does any of the following may be imprisoned for~~
 18 ~~not more than 10 years:~~

NOTE: NOTE: Sub. (2) (intro.) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

19 (2) PENALTY. An officer or director of a bank who, in violation of this section,
 20 directly or indirectly does any of the following may be imprisoned not more than
 21 15 years is guilty of a Class F felony:

History: 1995 a. 336; 1997 a. 283.

22 SECTION 99. 221.0636 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
 23 is amended to read:

1 221.0636 (2) ~~PENALTY. Any person who violates sub. (1) may be imprisoned for~~
2 ~~not more than 20 years.~~

NOTE: NOTE: Sub. (2) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

3 (2) ~~PENALTY. Any person who violates sub. (1) may be imprisoned for not more~~
4 ~~than 30 years is guilty of a Class H felony.~~

History: 1995 a. 336; 1997 a. 283.

5 **SECTION 100.** 221.0637 (2) of the statutes, as affected by 1997 Wisconsin Act
6 283, is amended to read:

7 221.0637 (2) ~~PENALTIES. Any person who violates sub. (1) may be fined not more~~
8 ~~than \$10,000 or imprisoned for not more than 2 years or both.~~

NOTE: NOTE: Sub. (2) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

9 (2) ~~PENALTIES. Any person who violates sub. (1) may be fined not more than~~
10 ~~\$10,000 or imprisoned for not more than 3 years or both is guilty of a Class I felony.~~

History: 1995 a. 336; 1997 a. 283.

11 **SECTION 101.** 221.1004 (2) of the statutes, as affected by 1997 Wisconsin Act
12 283, is amended to read:

13 221.1004 (2) ~~PENALTIES. Any person who violates sub. (1) may be fined not less~~
14 ~~than \$1,000 nor more than \$5,000, or imprisoned not less than one year nor more~~
15 ~~than 10 years, or both.~~

NOTE: NOTE: Sub. (2) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

16 (2) ~~PENALTIES. Any person who violates sub. (1) may be fined not less than~~
17 ~~\$1,000 nor more than \$5,000 or imprisoned for not less than one year nor more than~~
18 ~~15 years or both is guilty of a Class F felony.~~

History: 1995 a. 336; 1997 a. 283.

19 **SECTION 102.** 253.06 (4) (b) of the statutes is amended to read:

20 253.06 (4) (b) A person who violates any provision of this subsection may be
21 fined not more than \$10,000 or imprisoned for not more than 2 years, or both, for the

~~1 first offense and may be fined not more than \$10,000 or imprisoned for not more than
2 5 years, or both, for the 2nd or subsequent offense.~~

NOTE: NOTE: Par. (b) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

3 (b) A person who violates any provision of this subsection ~~may be fined not more~~
4 ~~than \$10,000 or imprisoned for not more than 3 years, or both,~~ is guilty of a Class I
5 felony for the first offense and may ~~be fined not more than \$10,000 or imprisoned for~~
6 ~~not more than 7 years and 6 months, or both,~~ and is guilty of a Class H felony for the
7 2nd or subsequent offense.

History: 1985 a. 29; 1987 a. 27; 1989 a. 31; 1993 a. 27 s. 373; Stats. 1993 s. 253.06; 1995 a. 407; 1997 a. 27,283.

8 **SECTION 103.** 285.87 (2) (b) of the statutes, as affected by 1997 Wisconsin Act
9 283, is amended to read:

10 285.87 (2) (b) ~~If the conviction under par. (a) is for a violation committed after~~
11 ~~another conviction under par. (a), the person shall be fined not more than \$50,000~~
12 ~~per day of violation or imprisoned for not more than 2 years or both.~~

NOTE: Note: Par. (b) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

13 (b) If the conviction under par. (a) is for a violation committed after another
14 conviction under par. (a), the person ~~shall~~ is guilty of a Class I felony, except that,
15 notwithstanding the maximum fine specified in s. 939.50 (3) (i), the person may be
16 fined not more than \$50,000 per day of violation ~~or imprisoned for not more than 3~~
17 ~~years or both.~~

****NOTE: Section 939.50 (3) (i) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

History: 1979 c. 34; 1989 a. 284,289; 1993 a. 243; 1995 a. 227 s. 511; Stats. 1995 s. 285.87; 1997 a. 283.

18 **SECTION 104.** 291.97 (2) (b) (intro.) of the statutes, as affected by 1997
19 Wisconsin Act 283, is amended to read:

20 291.97 (2) (b) (intro.) Any person who wilfully does any of the following shall
21 ~~be fined not less than \$1,000 nor more than \$100,000 or imprisoned for not more than~~
22 ~~5 years or both.~~

~~NOTE: Note: Par. (b) (intro.) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read: NOTE:~~

(2) ~~no 4~~ Any person who wilfully does any of the following shall is guilty of a Class H felony. except that, notwithstanding the maximum fine specified in s. 939.50 (3) (h), the person may be fined not less than ~~\$1,000~~ nor more than \$100,000 ~~or imprisoned for not more than 7 years and 6 months or both:~~

****NOTE: Section 939.50 (3) (h) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

History: 1977 c. 377; 1981 c. 374; 1987 a. 384; 1993 a. 16; 1995 a. 227 s. 698; Stats. 1995 s. 291.97; 1997 a. 283.

SECTION 105. 291.97 (2) (c) 1. and 2. of the statutes, as affected by 1997 Wisconsin Act 283, are amended to read:

291.97 (2) (c) 1. ~~For a 2nd or subsequent violation under par. (a), a person shall be fined not less than \$1,000 nor more than \$50,000 or imprisoned for not more than one year in the Wisconsin state prisons or both.~~

~~2. For a 2nd or subsequent violation under par. (b), a person shall be fined not less than \$5,000 nor more than \$150,000 or imprisoned for not more than 10 years or both.~~

~~NOTE: Note: Par. (c) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read: NOTE:~~

(c) 1. For a 2nd or subsequent violation under par. (a), a person shall is guilty of a Class I felony. except that, notwithstanding the maximum fine specified in s. 939.50 (3) (i), the person may be fined not less than ~~\$1,000~~ nor more than \$50,000 ~~or imprisoned for not more than 2 years or both.~~

****NOTE: Section 939.50 (3) (i) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

2. For a 2nd or subsequent violation under par. (b), a person shall is guilty of a Class F felony. except that, notwithstanding the maximum fine specified in s. 939.50 (3) (f), the person may be fined not less than ~~\$5,000~~ nor more than \$150,000 ~~or imprisoned for not more than 15 years or both.~~

****NOTE: Section 939.50 (3) (f) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

History: 1977 c. 377; 1981 c. 374; 1987 a. 384; 1993 a. 16; 1995 a. 227 s. 698; Stats. 1995 s. 291.97; 1997 a. 283.

1 **SECTION 106.** 299.53 (4) (c) 2. of the statutes, as affected by 1997 Wisconsin Act
2 283, is amended to read:

3 299.53 (4) (c) 2. ~~Any person who intentionally makes any false statement or~~
4 ~~representation in complying with sub. (2) (a) shall be fined not more than \$25,000~~
5 ~~or imprisoned for not more than one year in the county jail or both. For a 2nd or~~
6 ~~subsequent violation, the person shall be fined not more than \$50,000 or imprisoned~~
7 ~~for not more than 2 years or both.~~

NOTE: Note: Subd. 2. is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

8 2. Any person who intentionally makes any false statement or representation
9 in complying with sub. (2) (a) shall be fined not more than \$25,000 or imprisoned for
10 not more than one year in the county jail or both. For a 2nd or subsequent violation,
11 the person ~~shall~~ is guilty of a Class I felony, except that, notwithstanding the
12 maximum fine specified in s. 939.50 (3) (i), the person may be fined not more than
13 \$50,000 or imprisoned for not more than 3 years or both.

***NOTE: Section 939.50 (3) (i) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

History: 1987 a. 384; 1995 a 227 s. 644; Stats. 1995 s. 299.53; 1997 a. 283.

14 **SECTION 107.** 302.095 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
15 is amended to read:

16 302.095 (2) ~~Any officer or other person who delivers or procures to be delivered~~
17 ~~or has in his or her possession with intent to deliver to any inmate confined in a jail~~
18 ~~or state prison, or who deposits or conceals in or about a jail or prison, or the precincts~~
19 ~~of a jail or prison, or in any vehicle going into the premises belonging to a jail or~~
20 ~~prison, any article or thing whatever, with intent that any inmate confined in the jail~~
21 ~~or prison shall obtain or receive the same, or who receives from any inmate any~~
22 ~~article or thing whatever with intent to convey the same out of a jail or prison,~~
23 ~~contrary to the rules or regulations and without the knowledge or permission of the~~

1 ~~sheriff or other keeper of the jail, in the case of a jail, or of the warden or~~
 2 ~~superintendent of the prison, in the case of a prison, shall be imprisoned for not more~~
 3 ~~than 2 years or fined not more than \$500.~~

NOTE: NOTE: Sub. (2) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

4 ~~(1)~~ ⁽¹⁾ ~~121~~ Any officer or other person who delivers or procures to be delivered or has
 5 in his or her possession with intent to deliver to any inmate confined in a jail or state
 6 prison, or who deposits or conceals in or about a jail or prison, or the precincts of a
 7 jail or prison, or in any vehicle going into the premises belonging to a jail or prison,
 8 any article or thing whatever, with intent that any inmate confined in the jail or
 9 prison shall obtain or receive the same, or who receives from any inmate any article
 10 or thing whatever with intent to convey the same out of a jail or prison, contrary to
 11 the rules or regulations and without the knowledge or permission of the sheriff or
 12 other keeper of the jail, in the case of a jail, or of the warden or superintendent of the
 13 prison, in the case of a prison, ~~shall be imprisoned for not more than 3 years or fined~~
 14 ~~not more than \$500~~ is guilty of a Class I felony.

History: 1989 a. 31 s. 1627; Stats. 1989 s. 302.095; 1991 a. 316; 1993 a. 490; 1995 a. 437; 1997 a. 283.

15 **SECTION 108. 341.605 (3)** of the statutes, as affected by 1997 Wisconsin Act 283,
 16 is amended to read:

17 341.605 (3) ~~Whoever violates sub. (1) or (2) may be fined not more than \$5,000~~
 18 ~~or imprisoned for not more than 5 years, or both, for each violation.~~

NOTE: NOTE: Sub. (3) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

19 (3) ~~Whoever violates sub. (1) or (2) may be fined not more than \$5,000 or~~
 20 ~~imprisoned for not more than 7 years and 6 months, or both, for each violation is~~
 21 guilty of a Class H felony.

History: 1995 a. 128; 1997 a. 283.

22 **SECTION 109. 342.06 (2)** of the statutes, as affected by 1997 Wisconsin Act 283,
 23 is amended to read:

1 342.06 (2) ~~Any person who knowingly makes a false statement in an~~
2 ~~application for a certificate of title may be fined not more than \$5,000 or imprisoned~~
3 ~~not more than 5 years or both.~~

NOTE: NOTE: Sub. (2) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

4 (2) Any person who knowingly makes a false statement in an application for
5 a certificate of title ~~may be fined not more than \$5,000 or imprisoned not more than~~
6 ~~7 years and 6 months or both~~ is guilty of a Class H felony.

History: 1973 c. 218; 1975 c. 121,286; 1977 c. 29 s. 1654 (7) (a); 110,349; 1991 a. 39, 269, 309, 316; 1993 a. 63, 159, 165,490; 1997 a. 27, 191, 283.

7 **SECTION 110.** 342.065 (4) ¹⁹⁸⁷ (b) of the statutes, as affected by 1997 Wisconsin Act
8 283, is amended to read:

9 342.065 (4) (b) ~~Any person who violates sub. (1) with intent to defraud may be~~
10 ~~fined not more than \$5,000 or imprisoned for not more than 5 years or both.~~

NOTE: NOTE: Par. (b) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

11 (b) Any person who violates sub. (1) with intent to defraud ~~may be fined not~~
12 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is
13 guilty of a Class H felony.

History: 1993 a. 63 s. 5, 6, 11; 1997 a. 283.

14 **SECTION 111.** 342.155 (4) (b) of the statutes, as affected by 1997 Wisconsin Act
15 283, is amended to read:

16 342.155 (4) (b) ~~Any person who violates this section with intent to defraud may~~
17 ~~be fined not more than \$5,000 or imprisoned for not more than 5 years or both.~~

NOTE: NOTE: Par. (b) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

18 (b) Any person who violates this section with intent to defraud may be fined
19 not more than \$5,000 or imprisoned for not more than 7 years and 6 months or both
20 is guilty of Class H felony.

History: 1993 a. 159; 1997 a. 27,283.

21 **SECTION 112.** 342.156 (6) (b) of the statutes, as affected by 1997 Wisconsin Act
22 283, is amended to read:

1 342.156 (6) (b) ~~Any person who violates this section with intent to defraud may~~
2 ~~be fined not more than \$5,000 or imprisoned for not more than 5 years or both.~~

NOTE: NOTE: Par. (b) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

3 (b) Any person who violates this section with intent to defraud ~~may be fined not~~
4 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both is~~
5 ~~guilty of a Class H felony.~~

History: 1993 a. 159; 1997 a. 283.

6 **SECTION 113.** 342.30 (3) (a) ^J of the statutes is amended to read:

7 342.30 (3) (a) ~~Any person who violates sub. (1g) may be fined not more than~~
8 ~~\$5,000 or imprisoned for not more than 5 years or both.~~

NOTE: NOTE: Par. (a) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

9 (a) ~~Any person who violates sub. (1g) may be fined not more than \$5,000 or~~
10 ~~imprisoned for not more than 7 years and 6 months or both is guilty of a Class H~~
11 ~~felony.~~

History: 1971 c. 278; 1975 c. 121; 1977 c. 29 s. 1654 (7) (a); 1978 a. 202; 1987 a. 349; 1991 a. 233; 1993 a. 92,165; 1997 a. 27, 33, 252, 283.

12 **SECTION 114.** 342.32 (3) ^J of the statutes, as affected by 1997 Wisconsin Act 283,
13 is amended to read:

14 342.32 (3) ~~Whoever violates sub. (1) or (2) may be fined not more than \$5,000~~
15 ~~or imprisoned for not more than 5 years, or both, for each violation.~~

NOTE: NOTE: Sub. (3) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

16 (3) ~~Whoever violates sub. (1) or (2) may be fined not more than \$5,000 or~~
17 ~~imprisoned for not more than 7 years and 6 months, o~~ r ~~is~~
18 ~~guilty of a Class H felony.~~

History: 1993 a. 159; 1997 a. 283.

19 **SECTION 115.** 343.44 (2) (b) (intro.) ^J of the statutes, as affected by 1997
20 Wisconsin Act 84, is amended to read:

21 343.44 (2) (b) Except as provided in par. (am), any person who violates sub. (1)
22 (b), (c) or (d) ~~shall be fined not more than \$2,500 or imprisoned for not more than one~~

1 ~~year or both~~ is guilty of a Class I felony. In imposing a sentence under this paragraph,
2 or a local ordinance in conformity with this paragraph, the court shall review the
3 record and consider the following:

4 SECTION 116. 344.48 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
5 is amended to read:

6 344.48 (2) ~~Any person violating this section may be fined not more than \$1,000~~
7 ~~or imprisoned not more than one year or both.~~

NOTE: NOTE: Sub. (2) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

8 (2) Any person violating this section may be fined not more than \$1,000 ~~\$10,000~~
9 or imprisoned for not more than ~~2 years~~ 9 months or both.

History: 1985 a. 29; 1997 a. 283.

10 SECTION 117. 346.17 (3) (a) of the statutes, as affected by 1997 Wisconsin Act
11 283, is amended to read:

12 346.17 (3) (a) ~~Except as provided in par. (b), (c) or (d), any person violating s.~~
13 ~~346.04 (3) shall be fined not less than \$600 nor more than \$10,000 and may be~~
14 ~~imprisoned for not more than 2 years.~~

NOTE: NOTE: Par. (a) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

15 (a) Except as provided in par. (b), (c) or (d), any person violating s. 346.04 (3)
16 ~~shall be fined not less than \$600 nor more than \$10,000 and may be imprisoned for~~
17 ~~not more than 3 years~~ is guilty of a Class I felony.

History: 1971 c. 278; 1973 c. 182; 1977 c. 208; 1981 c. 324; 1983 a. 27; 1985 a. 82; 1993 a. 189,198; 1997 a. 32, 88, 237, 277, 283.

18 SECTION 118. 346.17 (3) (b) of the statutes, as affected by 1997 Wisconsin Act
19 283, is amended to read:

20 346.17 (3) (b) ~~If the violation results in bodily harm, as defined in s. 939.22 (4),~~
21 ~~to another, or causes damage to the property of another, as defined in s. 939.22 (28),~~
22 ~~the person shall be fined not less than \$1,000 nor more than \$10,000 and may be~~
23 ~~imprisoned for not more than 2 years.~~

1 ~~NOTE: NOTE: NOTE: Par. (b) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read: NOTE:~~

2 ~~(2) (b) If the violation results in bodily harm, as defined in s. 939.22 (4), to another,~~
3 ~~or causes damage to the property of another, as defined in s. 939.22 (28), the person~~
4 ~~shall be fined not less than \$1,000 nor more than \$10,000 and may be imprisoned for~~
5 ~~not more than 3 years is guilty of a Class H felony.~~

6 History: 1971 c. 278; 1973 c. 182; 1977 c. 208, 1981 c. 324; 1983 a. 27; 1985 a. 82; 1993 a. 189, 198; 1997 a. 32, 88, 237, 277, 283.

7 **SECTION 119.** 346.17 (3) (c) of the statutes, as affected by 1997 Wisconsin Act
8 283, is amended to read:

9 346.17 (3) (c) ~~If the violation results in great bodily harm, as defined in s. 939.22~~
10 ~~(14), to another, the person shall be fined not less than \$1,100 nor more than \$10,000~~
11 ~~and may be imprisoned for not more than 2 years.~~

12 NOTE: NOTE: Par. (c) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read: NOTE:

13 (c) If the violation results in great bodily harm, as defined in s. 939.22 (14), to
14 another, the person ~~shall be fined not less than \$1,100 nor more than \$10,000 and~~
15 ~~may be imprisoned for not more than 3 years is guilty of a Class F felony.~~

16 History: 1971 c. 278; 1973 c. 182; 1977 c. 208; 1981 c. 324; 1983 a. 27; 1985 a. 82; 1993 a. 189, 198; 1997 a. 32, 88, 237, 277, 283.

17 **SECTION 120.** 346.17 (3) (d) of the statutes, as affected by 1997 Wisconsin Act
18 283, is amended to read:

19 346.17 (3) (d) ~~If the violation results in the death of another, the person shall~~
20 ~~be fined not less than \$1,100 nor more than \$10,000 and may be imprisoned for not~~
21 ~~more than 5 years.~~

22 NOTE: NOTE: Par. (d) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read: NOTE:

(d) If the violation results in the death of another, the person ~~shall be fined not~~
less than \$1,100 nor more than \$10,000 and may be imprisoned for not more than
7 years and 6 months is guilty of a Class E felony.

History: 1971 c. 278; 1973 c. 182; 1977 c. 208; 1981 c. 324; 1983 a. 27; 1985 a. 82; 1993 a. 189, 198; 1997 a. 32, 88, 237, 277, 283.

SECTION 121. 346.65 (2) (e) of the statutes is amended to read:

1 346.65 (2) (e) Except as provided in par. (f), is guilty of a Class H felony and shall
2 be fined not less than \$600 ~~nor more than \$2,000~~ and imprisoned for not less than
3 6 months ~~nor more than 5 years~~ if the total number of suspensions, revocations and
4 convictions counted under s. 343.307 (1) equals 5 or more, except that suspensions,
5 revocations or convictions arising out of the same incident or occurrence shall be
6 counted as one.

History: 1971 c. 278; 1973 c. 218; 1977 c. 193; 1979 c. 221; 198 c. 20; 1985 a. 80,337; 1987 a. 3, 27, 398, 399; 1989 a. 10.5. 176,271; 1991 a. 39, 251, 277, 315; 1993 a. 198, 317,475; 1995 a. 44, 338, 359,425; 1997 a. 27, 135, 199, 231, 277, 283, 295; s. 13.93 (2)(c).

7 **SECTION 122.** 346.65 (5) ↓ of the statutes, as affected by 1997 Wisconsin Act **283**,

8 is amended to read:

9 346.65 (5) ~~Except as provided in sub. (5m), any person violating s. 346.62 (4)~~
10 ~~shall be fined not less than \$600 nor more than \$2,000 and may be imprisoned for~~
11 ~~not less than 90 days nor more than 18 months.~~

NOTE: NOTE: Sub. (5) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

12 (5) ↓ ~~Except as provided in sub. (5m), any person violating s. 346.62 (4) shall be~~
13 ~~fined not less than \$600 nor more than \$2,000 and may be imprisoned for not less~~
14 ~~than 90 days nor more than 2 years and 3 months~~ is guilty of a Class I felony.

History: 1971 c. 278; 1973 c. 218; 1977 c. 193; 1979 c. 221; 1981 c. 20.1985 a. 80,337; 1987 a. 3, 27, 398, 399; 1989 a. 105,176, 271; 1991 a. 39, 251, 277, 315; 1993 a. 198, 317, 475; 1995 a. 44, 338, 359, 425; 1997 a. 27, 135, 199, 231, 217 283, 295; s. 13.93 (2) (c).

15 **SECTION 123.** 346.74 (5) (b) ↓ of the statutes, as affected by 1997 Wisconsin Act

16 283, is amended to read:

17 346.74 (5) (b) ~~Shall be fined not less than \$300 nor more than \$5,000 or~~
18 ~~imprisoned not less than 10 days nor more than one year or both if the accident~~
19 ~~involved injury to a person but the person did not suffer great bodily harm.~~

NOTE: NOTE: Par. (b) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

20 (b) Shall May be fined not less than \$300 ~~nor more than \$5,000~~ \$10,000 or
21 imprisoned for not less than 10 days ~~nor more than 2 years~~ 9 months or both if the
22 accident involved injury to a person but the person did not suffer great bodily harm.

History: 1971 c. 278; 1973 c. 218; 1981 c. 20.70; 1997 a. 258,283.

1 SECTION 124. 346.74 (5) (c) of the statutes, as affected by 1997 Wisconsin Act
2 283, is amended to read:

3 346.74 (5) (c) ~~May be fined not more than \$10,000 or imprisoned not more than~~
4 ~~2 years or both if the accident involved injury to a person and the person suffered~~
5 ~~great bodily harm.~~

NOTE: NOTE: Par. (c) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read: NOTE:

6 (c) ~~May be fined not more than \$10,000 or imprisoned not more than 3 years~~
7 ~~or both~~ Is guilty of a Class I felony if the accident involved injury to a person and the
8 person suffered great bodily harm.

History: 1971 c. 278; 1973 c. 218; 1981 c. 20, 70; 1997 a. 258,283.

9 SECTION 125. 346.74 (5) (d) of the statutes, as affected by 1997 Wisconsin Act
10 283, is amended to read:

11 346.74 (5) (d) ~~May be fined not more than \$10,000 or imprisoned not more than~~
12 ~~5 years or both if the accident involved death to a person~~

NOTE: NOTE: Par. (d) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read: NOTE:

13 (d) ~~May be fined not more than \$10,000 or imprisoned not more than 7 years~~
14 ~~and 6 months or both~~ Is guilty of a Class H felony if the accident involved death to
15 a person.

History: 1971 c. 278; 1973 c. 218; 1981 c. 20, 70; 1997 a. 258,283.

16 SECTION 126. 350.11 (2m) of the statutes, as affected by 1997 Wisconsin Act
17 283, is amended to read:

18 350.11 (2m) ~~Any person who violates s. 350.135 (1) shall be fined not more than~~
19 ~~\$10,000 or imprisoned for not more than 2 years or both if the violation causes the~~
20 ~~death or injury, as defined in s. 30.67 (3) (b), of another person.~~

NOTE: NOTE: Sub. (2m) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read: NOTE:

21 (2m) ~~Any person who violates s. 350.135 (1) shall be fined not more than~~
22 ~~\$10,000 or imprisoned for not more than 2 years or both~~ is guilty of a Class H felony

1 if the violation causes the death or injury, as defined in s. 30.67 (3) (b), of another
2 person.

History: 1971 c. 277; 1973 c. 218; 1975 c. 36.5; 1987 a. 1, 1991 a. 269; 1993 a. 119.436; 1995 a. 417.448; 1997 a. 27,283.

3 **SECTION 127. 446.07** of the statutes, as affected by 1997 Wisconsin Act 283, is
4 amended to read:

5 **446.07 Penalty.** ~~Anyone violating this chapter may be fined not less than \$100
6 nor more than \$500, or imprisoned not more than one year or both.~~

NOTE: NOTE: This section is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

7 **446.07 Penalty.** Anyone violating this chapter may be fined not less than \$100
8 ~~nor~~ more than ~~\$500~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or
9 both.

History: 1997 a. 283.

10 **SECTION 128. 447.09** of the statutes, as affected by 1997 Wisconsin Act 283, is
11 amended to read:

12 **447.09 Penalties.** ~~Any person who violates this chapter may be fined not more
13 than \$1,000 or imprisoned for not more than one year in the county jail or both for
14 the first offense and may be fined not more than \$2,500 or imprisoned for not more
15 than 2 years or both for the 2nd or subsequent conviction within 5 years.~~

NOTE: NOTE: This section is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

16 ~~447.09 Penalties~~ **447.09 Penalties.** Any person who violates this chapter may be fined not more
17 than \$1,000 or imprisoned for not more than one year in the county jail or both for
18 the first offense and ~~may be fined not more than \$2,500 or imprisoned for not more~~
19 ~~than 3 years or both~~ is guilty of a Class I felony for the 2nd or subsequent conviction
20 within 5 years.

History: 1989 a. 349; 1997 a. 283.

21 **SECTION 129. 450.11 (9) (b)** of the statutes, as affected by 1997 Wisconsin Act
22 283, is amended to read:

1 450.11 (9) (b) ~~Any person who delivers, or who possesses with intent to~~
2 ~~manufacture or deliver, a prescription drug in violation of this section may be fined~~
3 ~~not more than \$10,000 or imprisoned not more than 5 years or both.~~

NOTE: NOTE: Par. (b) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read: NOTE:

4 (b) Any person who delivers, or who possesses with intent to manufacture or
5 deliver, a prescription drug in violation of this section ~~may be fined not more than~~
6 ~~\$10,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a
7 Class H felony.

History: 1985 a. 146; 1997 a. 27, 175, 283.

8 SECTION 130. 450.14 (5) of the statutes, as affected by 1997 Wisconsin Act 283,
9 is amended to read:

10 450.14 (5) ~~Any person who violates this section may be fined not less than \$100~~
11 ~~nor more than \$1,000 or imprisoned not less than one year nor more than 5 years or~~
12 ~~both.~~

NOTE: NOTE: Sub. (5) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read: NOTE:

13 (5) Any person who violates this section ~~may be fined not less than \$100 nor~~
14 ~~more than \$1,000 or imprisoned for not less than one year nor more than 7 years and~~
15 ~~6 months or both~~ is guilty of a Class H felony.

History: 1985 a. 146; 1997 a. 283.

16 SECTION 131. 450.15 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
17 is amended to read:

18 450.15 (2) ~~Any person who violates this section may be fined not less than \$100~~
19 ~~nor more than \$1,000 or imprisoned not less than one year nor more than 5 years or~~
20 ~~both.~~

NOTE: NOTE: Sub. (2) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read: NOTE:

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~~(2)~~ Any person who violates this section may be fined ~~not less than \$100 or~~
2 ~~more than \$1,000 or imprisoned for not less than one year nor more than 7 years and~~
3 ~~6 months or both~~ is guilty of a Class H felony.

History: 1985 a. 146; 1997 a. 283.

4 SECTION 132. 551.58 (1) of the statutes, as affected by 1997 Wisconsin Act 283,
5 is amended to read:

6 551.58 (1) ~~Any person who wilfully violates any provision of this chapter except~~
7 ~~s. 551.54, or any rule under this chapter, or any order of which the person has notice,~~
8 ~~or who violates s. 551.54 knowing or having reasonable cause to believe that the~~
9 ~~statement made was false or misleading in any material respect, may be fined not~~
0 ~~more than \$5,000 or imprisoned not more than 5 years or both. Each of the acts~~
1 ~~specified shall constitute a separate offense and a prosecution or conviction for any~~
2 ~~one of such offenses shall not bar prosecution or conviction for any other offense.~~

NOTE: NOTE: Sub. (1) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read: NOTE:

3 (1) Any person who wilfully violates any provision of this chapter except s.
4 551.54, or any rule under this chapter, or any order of which the person has notice,
5 or who violates s. 551.54 knowing or having reasonable cause to believe that the
6 statement made was false or misleading in any material respect, ~~may be fined not~~
7 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is
8 guilty of a Class H felony. Each of the acts specified shall constitute a separate
9 offense and a prosecution or conviction for any one of such offenses shall not bar
10 prosecution or conviction for any other offense.

History: 1981 c. 53; 1995 a. 27; 1997 a. 283.

21 SECTION 133. 552.19 (1) of the statutes, as affected by 1997 Wisconsin Act 283,
22 is amended to read:

23 552.19 (1) Any person, including a controlling person of an offeror or target
24 company, who wilfully violates this chapter or any rule under this chapter, or any

1 order of which the person has notice, may be fined not more than \$5,000 or
 2 imprisoned not more than 5 years or both. Each of the acts specified constitutes a
 3 separate offense and a prosecution or conviction for any one of the offenses does not
 4 bar prosecution or conviction for any other offense.

NOTE: NOTE: Sub. (1) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

5 (1) Any person, including a controlling person of an offeror or target company,
 6 who wilfully violates this chapter or any rule under this chapter, or any order of
 7 which the person has notice, ~~may be fined not more than \$5,000 or imprisoned for~~
 8 ~~not more than 7 years and 6 months or both~~ is guilty of a Class H felony. Each of the
 9 acts specified constitutes a separate offense and a prosecution or conviction for any
 10 one of the offenses does not bar prosecution or conviction for any other offense.

History: 1971 c. 300; 1981 c. 16 ss. 16, 19; 1983 a. 36,200; 1995 a. 27; 1997 a. 283.

11 SECTION 134. 553.52 (1) of the statutes, as affected by 1997 Wisconsin Act 283,
 12 is amended to read:

13 553.52 (1) Any person who wilfully violates s. 553.41 (2) to (5) or any order of
 14 which the person has notice, or who violates s. 553.41 (1) knowing or having
 15 reasonable cause to believe either that the statement made was false or misleading
 16 in any material respect or that the failure to report a material event under s. 553.31
 17 (1) was false or misleading in any material respect, may be fined not more than
 18 \$5,000 or imprisoned for not more than 5 years or both. Each of the acts specified
 19 is a separate offense, and a prosecution or conviction for any one of those offenses
 20 does not bar prosecution or conviction for any other offense.

NOTE: NOTE: Sub. (1) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

21 (1) Any person who wilfully violates s. 553.41 (2) to (5) or any order of which
 22 the person has notice, or who violates s. 553.41 (1) knowing or having reasonable
 23 cause to believe either that the statement made was false or misleading in any

1 material respect or that the failure to report a material event under s. 553.31 (1) was
2 false or misleading in any material respect, ~~may be fined not more than \$5,000 or~~
3 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class G
4 ~~felony~~ of the acts specified is a separate offense, and a prosecution or conviction
5 for any one of those offenses does not bar prosecution or conviction for any other
6 offense.

History: 1971 c. 241; 1981 c. 54; 1995 a. 364; 1997 a. 283.

7 **SECTION 135. 553.52 (2)** of the statutes, as affected by 1997 Wisconsin Act 283,
8 is amended to read:

9 553.52 (2) ~~Any person who employs, directly or indirectly, any device, scheme~~
10 ~~or artifice to defraud in connection with the offer or sale of any franchise or engages,~~
11 ~~directly or indirectly, in any act, practice, or course of business which operates or~~
12 ~~would operate as a fraud or deceit upon any person in connection with the offer or~~
13 ~~sale of any franchise shall be fined not more than \$5,000 or imprisoned for not more~~
14 ~~than 5 years or both.~~

NOTE: NOTE: Sub. (2) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

15 (2) Any person who employs, directly or indirectly, any device, scheme or
16 artifice to defraud in connection with the offer or sale of any franchise or engages,
17 directly or indirectly, in any act, practice, or course of business which operates or
18 would operate as a fraud or deceit upon any person in connection with the offer or
19 sale of any franchise ~~shall be fined not more than \$5,000 or imprisoned for not more~~
20 ~~than 7 years and 6 months or both~~ is guilty of a Class G felony.

History: 1971 c. 241; 1981 c. 54; 1995 a. 364; 1997 a. 283.

21 **SECTION 136. 562.13 (3)** of the statutes, as affected by 1997 Wisconsin Act 283,
22 is amended to read:

23 562.13 (3) ~~Whoever violates s. 562.11 (2) or (3) may be fined not more than~~
24 ~~\$10,000 or imprisoned for not more than 2 years or both.~~

~~NOTE: NOTE: NOTE: Sub. (2) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read: NOTE:~~

~~(2) (w 9) 13/ Whoever violates s. 562.11 (2) or (3) may be fined not more than \$10,000 or imprisoned for not more than 3 years or both is guilty of a Class I felony.~~

History: 1987 a. 354; 1991 a. 269; 1995 a. 27 s. 9123 (6pp); 1997 a. 252,283.

SECTION 137. 562.13 (4) of the statutes, as affected by 1997 Wisconsin Act 283,

is amended to read:

562.13 (4) ~~Whoever violates s. 562.09, 562.105, 562.11 (4) or 562.12 may be fined not more than \$10,000 or imprisoned for not more than 5 years or both.~~

~~NOTE: NOTE: Sub. (4) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read: NOTE:~~

(4) ~~Whoever violates s. 562.09, 562.105, 562.11 (4) or 562.12 may be fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months or both is guilty of a Class H felony.~~

History: 1987 a. 354; 1991 a. 269; 1995 a. 27 s. 9123 (6pp); 1997 a. 252,283.

SECTION 138. 565.50 (2) of the statutes, as affected by 1997 Wisconsin Act 283,

is amended to read:

565.50 (2) ~~Any person who alters or forges a lottery ticket or share or intentionally utters or transfers an altered or forged lottery ticket or share shall be fined not more than \$10,000 or imprisoned for not more than 5 years or both.~~

~~NOTE: NOTE: Sub. (2) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read: NOTE:~~

(2) ~~Any person who alters or forges a lottery ticket or share or intentionally utters or transfers an altered or forged lottery ticket or share shall be fined not more than \$10,000 or imprisoned for not more than years and 6 months or both is guilty of a Class I felony.~~

History: 1987 a. 119; 1997 a. 283.

SECTION 139. 565.50 (3) of the statutes, as affected by 1997 Wisconsin Act 283,

is amended to read:

1 565.50 (3) ~~Any person who possesses an altered or forged lottery ticket or share~~
 2 ~~with intent to defraud shall be fined not more than \$10,000 or imprisoned for not~~
 3 ~~more than 2 years or both.~~

NOTE: NOTE: Sub. (3) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read: NOTE:

4 (3) Any person who possesses an altered or **forged lottery ticket or share with**
 5 intent to defraud shall be fined not more than \$10,000 or imprisoned for not more
 6 than ~~3 years~~ 9 months or both.

History: 1987 a. 119; 1997 a. 283.

7 SECTION 140. 601.64 (4) of the statutes, as affected by 1997 Wisconsin Act 283,
 8 is amended to read:

9 601.64 (4) ~~CRIMINAL PENALTY. Whoever intentionally violates or intentionally~~
 10 ~~permits any person over whom he or she has authority to violate or intentionally aids~~
 11 ~~any person in violating any insurance statute or rule of this state, s. 149.13 or~~
 12 ~~149.144 or any effective order issued under s. 601.41 (4) may, unless a specific penalty~~
 13 ~~is provided elsewhere in the statutes, be fined not more than \$10,000 if a corporation~~
 14 ~~or if a natural person be fined not more than \$5,000 or imprisoned for not to exceed~~
 15 ~~3 years or both. Intent has the meaning expressed under s. 939.23.~~

NOTE: NOTE: Sub. (4) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read: NOTE:

16 (4) **CRIMINAL PENALTY. Whoever intentionally violates or intentionally permits**
 17 any person over whom he or she has authority to violate or intentionally aids any
 18 person in violating any insurance statute or rule of this state, s. 149.13 or 149.144
 19 or any effective order issued under s. 601.41 (4) ~~may~~ is guilty of a Class I felony,
 20 unless a specific penalty is provided elsewhere in the statutes-
 21 ~~\$10,000 if a corporation or if a natural person be fined not more than \$5,000 or~~

1 ~~imprisoned for not more than 4 years and 6 months or both.~~ Intent has the meaning
2 expressed under s. 939.23.

History: 1971 c. 260, Sup Ct. Order, 67 W (2d) 585,776 (1975); 1975 c. 218, 371, 421; 1977 c. 203; 1977 c. 339 s. 43; 1979 c. 89; 1979 c. 102 ss. 78,236 (5); 1979 c. 177;
1985 a. 29; 1987 a. 167,247; 1989 a. 332; 1995 a. 396; 1997 a. 27,283. ✓

3 **SECTION 141.** 641.19 (4) (a) of the statutes, as affected by 1997 Wisconsin Act
4 283, is amended to read:

5 641.19 (4) (a) ~~Any person who wilfully violates or fails to comply with any~~
6 ~~provision of this chapter or the rules promulgated thereunder or who, knowingly,~~
7 ~~makes a false statement, a false representation of a material fact, or who fails to~~
8 ~~disclose a material fact in any registration, examination, statement or report~~
9 ~~required under this chapter or the rules promulgated thereunder, may be fined not~~
0 ~~more than \$5,000 or imprisoned not more than 5 years or both.~~

NOTE: NOTE: Par. (a) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

11 (a) Any person who wilfully violates or fails to comply with any provision of this
12 chapter or the rules promulgated thereunder or who, knowingly, makes a false
13 statement, a false representation of a material fact, or who fails to disclose a material
14 fact in any registration, examination, statement or report required under this
15 chapter or the rules promulgated thereunder, ~~may be fined not more than \$5,000 or~~
16 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
17 felony.

History: 1971 c. 41 s.12; 1975 c. 94 s. 91 (9); 1977 c. 339 s. 24; Stats. 1977 s. 641.19; 1979 c. 32; 1979 c. 102 ss. 194,236 (13); 1979 c. 177; 1983 a. 368; 1997 a. 283.

18 **SECTION 142.** 641.19 (4) (b) of the statutes, as affected by 1997 Wisconsin Act
19 283, is amended to read:

20 641.19 (4) (b) ~~Any person who embezzles, steals, or unlawfully and wilfully~~
21 ~~abstracts or converts to his or her own use or to the use of another, any of the moneys,~~
22 ~~funds, securities, premiums, credits, property, or other assets of any employe welfare~~

1 ~~fund, or of any fund connected therewith, shall be fined not more than \$10,000 or~~
2 ~~imprisoned not more than 5 years, or both.~~

NOTE: NOTE: Par. (b) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

3 (b) Any person who embezzles, steals, or unlawfully and wilfully abstracts or
4 converts to his or her own use or to the use of another, any of the moneys, funds,
5 securities, premiums, credits, property, or other assets of any employe welfare fund,
6 or of any fund connected therewith, ~~shall be fined not more than \$10,000 or~~
7 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
8 felony.

History: 1971 c. 41 s. 12; 1975 c. 94 s. 91 (9); 1977 c. 339 s. 24. Stats. 1977 s. 641.19; 1979 c. 32.1979 s. 2102 ss. 194,236 (13); 1979 c. 177; 1983 a. 368; 1997 a. 283.

9 SECTION 143. 765.30 (1) (intro.) of the statutes, as affected by 1997 Wisconsin
10 Act 283, is amended to read:

11 765.30 (1) (intro.) ~~The following shall be fined not less than \$200 nor more than~~
12 ~~\$1,000, or imprisoned not more than one year, or both:~~

NOTE: NOTE: Sub. (1) (intro.) is amended eff. 12-31-99 by 1997 Wk. Act 283 to read:NOTE:

13 (1) The following shall may be fined not less than \$200 ~~nor~~ more than \$1,000
14 ~~\$10,000~~ or imprisoned for not more than 2 years 9 months or both:

History: 1977 c. 418; 1979 c. 32 ss. 48.92 (2); 1979 c. 176; Stats. 1979 s. 765.3 1981 c. 20.390; 1983 a. 221; 1993 a 486; 1997 a. 283.

15 SECTION 144. 765.30 (2) (intro.) ~~statutes,~~ as affected by 1997 Wisconsin
16 Act 283, is amended to read:

17 765.30 (2) (intro.) ~~The following shall be fined not less than \$100 nor more than~~
18 ~~\$1,000, or imprisoned not more than one year, or both:~~

NOTE: NOTE: Sub. (2) (intro.) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

19 (2) The following shall may be fined not less than \$100 ~~nor~~ more than \$1,000
20 ~~\$10,000~~ or imprisoned for not more than 2 years 9 months or both:

History: 1977 c. 145, 276 Stat. 1977 s. 768.07 of the statutes, as affected by 1997 a. 283.

21 SECTION 145. 768.07 of the statutes, as affected by 1997 Wisconsin Act 283, is
22 amended to read:

1 **768.07 Penalty.** ~~Any person who violates any provision of this chapter may~~
 2 ~~be fined not less than \$100 nor more than \$1,000 or imprisoned for not more than one~~
 3 ~~year, or both.~~

NOTE: NOTE: This section is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

4 **768.07 Penalty.** Any person who violates any provision of this chapter may be
 5 fined not ~~less than \$100 nor~~ more than ~~\$1,000~~ \$10,000 or imprisoned for not more
 6 than ~~2 years 9 months~~ or both.

History: 1979 c. 32 s. 51; Stats. 1979 s. 768.07; 1997 a. 283.

7 **SECTION 146.** 783.07 of the statutes, as affected by 1997 Wisconsin Act 283, is
 8 amended to read:

9 **783.07 Fine or imprisonment.** ~~Whenever a peremptory mandamus shall be~~
 10 ~~directed to any public officer, body, board or person, commanding the performance~~
 11 ~~of any duty specially enjoined by law, if it shall appear to the court that such officer~~
 12 ~~or person or any member of such body or board has, without just excuse, refused or~~
 13 ~~neglected to perform the duty so enjoined the court may impose a fine, not exceeding~~
 14 ~~\$5,000, upon every such officer, person or member of such body or board, or sentence~~
 15 ~~the officer, person or member to imprisonment for a term not exceeding 5 years.~~

NOTE: NOTE: This section is amended eff. U-31-99 by 1997 Wis. Act 283 to read:NOTE:

16 **783.07 Fine or imprisonment.** ~~Whenever a peremptory mandamus shall be is~~
 17 ~~directed to any public officer, body, board or person, commanding the performance~~
 18 ~~of any duty specially enjoined by law, if it shall appear to the court that such and the~~
 19 ~~officer or person or any member of such the body or board has, without just excuse,~~
 20 ~~refused or neglected to perform the duty so enjoined the court may impose a fine, not~~
 21 ~~exceeding \$5,000, upon every such, the officer, person or member of such the body or~~
 22 ~~board, or sentence the officer, person or member to imprisonment for not more than~~
 23 ~~7 years and 6 months is guilty of a Class H felony.~~

History: 1979 c. 32 s. 60; 1979 c. 176; Stats. 1979 s. 783.07; 1981 c. 20; 1997 a. 283.

1 **SECTION 147.** 946.85 (1) of the statutes, as affected by 1997 Wisconsin Act 283,
2 is amended to read:

3 946.85 (1) ~~Any person who engages in a continuing criminal enterprise shall~~
4 ~~be imprisoned not less than 10 years nor more than 20 years, and fined not more than~~
5 ~~\$10,000 or as provided in s. 946.84 (2). If the court imposes a sentence less than the~~
6 ~~presumptive minimum sentence, it shall place its reasons for doing so on the record.~~

NOTE: NOTE: Sub. (1) is amended eff. U-31-99 by 1997 Wis. Act 283 to read:NOTE:

7 (1) Any person who engages in a continuing criminal enterprise shall be
8 imprisoned for not less than 10 years nor more than 30 years, and fined not more than
9 \$10,000 or as provided in s. 946.84 (2). If the court imposes a sentence less than the
10 presumptive minimum sentence, it shall place its reasons for doing so on the record
11 is guilty of a Class E felony.

History: 1981 c. 280; 1997 a. 283.

12 **SECTION 148.** 968.31 (1) (intro.) of the statutes, as affected by 1997 Wisconsin
13 Act 283, is amended to read:

14 968.31 (1) (intro.) ~~Except as otherwise specifically provided in ss. 196.63 or~~
15 ~~968.28 to 968.30, whoever commits any of the acts enumerated in this section may~~
16 ~~be fined not more than \$10,000 or imprisoned for not more than 5 years or both:~~

NOTE: NOTE: Sub. (1) (intro.) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

17 (1) Except as otherwise specifically provided in ss. 196.63 or 968.28 to 968.30,
18 whoever commits any of the acts enumerated in this section ~~may be fined not more~~
19 ~~than \$10,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty
20 of a Class H felony:

History: 1971 c. 40 ss. 92, 93; 1977 c. 272; 1985 a. 297; 1987 a. 399; 1989 a. 56; 1991 a. 294; 1997 a. 283.

21 **SECTION 149.** 968.34 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
22 is amended to read:

1 968.34 (3) ~~Whoever knowingly violates sub. (1) shall be fined not more than~~
2 ~~\$10,000 or imprisoned not more than one year or both.~~

NOTE: NOTE: Sub. (3) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

3 (3) ~~Whoever knowingly violates sub. (1) shall~~ may be fined not more than
4 \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both.

History: 1981 a. 399; 1991 a. 268,269; 1997 a. 283. ✓

5 **SECTION 150.** 968.43 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
6 is amended to read:

7 968.43 (3) ~~Any person who violates an oath or affirmation required by sub. (2)~~
8 ~~may be imprisoned for not more than 5 years.~~

NOTE: NOTE: Sub. (3) is repealed and recreated eff. 12-31-99 by 1997 Wk. Act 283 to read:NOTE:

9 (3) ~~Any person who violates an oath or affirmation required by sub. (2) may~~
10 ~~be imprisoned for not more than 7 years and 6 months~~ is guilty of a Class H felony.

History: 1977 c. 187 s. 95; Stats. 1977 s. 756.13; Sup. Ct. Order No. 96-18,207 W(2d) xv (1997); Stats. 1997 s. 968.43.; 1997 a. 283

11 **SECTION 151.** 977.06 (2) (b) of the statutes, as affected by 1997 Wisconsin Act
12 283, is amended to read:

13 977.06 (2) (b) ~~A person who makes a false representation that he or she does~~
14 ~~not believe is true for purposes of qualifying for assignment of counsel shall be fined~~
15 ~~not more than \$10,000 or imprisoned for not more than 5 years or both.~~

NOTE: NOTE: Par. (b) is amended eff. 12-31-99 by 1997 Wis. Act 283 to read:NOTE:

16 (b) ~~A person who makes a false representation that he or she does not believe~~
17 ~~is true for purposes of qualifying for assignment of counsel shall be fined not more~~
18 ~~than \$10,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty
19 of a Class I felony.

History: 1995 a. 21 ss. 7269 to 7272, 7274m to 7281; 1995 a. 77,417; 1997 a. 191,283.

20 **SECTION 152. Effective dates.** This act takes effect on December 31, 1999, or
21 on the day after publication, whichever is later, except as follows:

1 (1) The treatment of section 343.44 (2) (b) (intro.)[✓] of the statutes takes effect
2 on whichever of the following dates is later:

3 (a) The day after publication.

4 (b) May 1, 2000, or the date stated in the notice published by the secretary of
5 transportation in the Wisconsin Administrative Register under ~~§~~ ^{Section of the statutes} 85.515, whichever
6 is earlier.

7 (END)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3266E'ldn
JEO&MGD:.....

WLJ

This draft classifies the non-drug felonies that are located outside of the criminal code. It is based on the code reclassification subcommittee's 7/6/99 draft. Please note the following when reviewing the draft:

1. As I explained to Tom Hammer, the draft does not insert a reference to "Class A misdemeanor" in the statutes that the subcommittee decided should provide a misdemeanor penalty instead of a felony penalty. This is because the draft is classifying only felonies that are outside the criminal code; misdemeanors will continue to be classified only if they are in the criminal code. Thus, instead of referring to the offense as a Class A misdemeanor, this draft instead inserts the applicable maximum fine (\$10,000, unless the subcommittee decided on a higher fine) and jail time (~~9~~^{nine} months).

Also, note that many of the offenses being reduced to misdemeanors currently provide a maximum period of imprisonment of one year. In some cases, this penalty applies to second and subsequent offenses, with ⁴ first offenses penalized by a maximum of ~~6~~^{six} months in jail. See, e.g., ss. 29.971 (11m) (a) and 30.80 (2g) (a), stats. Thus, under the draft, some first offenses will be punishable by up to ~~6~~^{six} months in jail while second and subsequent offenses will be punishable by up to ~~9~~^{nine} months in jail. Okay?

2. This draft contains ~~4~~^{three} offenses not covered by the subcommittee's 7/6/99 draft:

a) Section 253.06 (4) (b), stats. This statute was affected by 1997 Wisconsin Act 283 (the truth in sentencing act). This draft applies the MR conversion method and makes the offense a Class H felony. Okay?

b) Section 100.2095 (6) (d), stats. (violations relating to labeling of bedding). This statute was created in 1997 Wisconsin Act 260 (enacted June 8, 1998) and so was not affected by the truth in sentencing act. It provides for a maximum fine of \$1,000 or imprisonment of not more than one year or both. This draft makes it a Class I felony because that is the lowest felony classification. Okay? Or should it be a misdemeanor?

c) Section 343.44 (2) (b) (intro.) stats. (operating after revocation or while disqualified). This statute was created in 1997 Wisconsin Act 84 (enacted April 13, 1998) and so was not affected by the truth in sentencing act. It provides for a maximum fine of \$2,500 or imprisonment of not more than one year or both. This draft makes it a Class I felony because that is the lowest felony classification. Okay? Or should it be a misdemeanor?

3. This draft makes minor stylistic and grammatical changes in a few of the statutes being treated. Note especially s. .114.20 (18) (c), stats., which seemed to be missing some language immediately preceding the word "foregoes."

Please let me know if you have questions or changes.

Jefren E. Olsen
Legislative Attorney
Phone: (608) 266-8906
E-mail: Jefren.Olsen@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3266/P1dn
JEO:wlj:kjf

July 28, 1999

This draft classifies the non-drug felonies that are located outside of the criminal code. It is based on the code reclassification subcommittee's 7/6/99 draft. Please note the following when reviewing the draft:

1. As I explained to Tom Hammer, the draft does not insert a reference to "Class A misdemeanor" in the statutes that the subcommittee decided should provide a misdemeanor penalty instead of a felony penalty. This is because the draft is classifying only felonies that are outside the criminal code; misdemeanors will continue to be classified only if they are in the criminal code. Thus, instead of referring to the offense as a Class A misdemeanor, this draft instead inserts the applicable maximum fine (\$10,000, unless the subcommittee decided on a higher fine) and jail time (nine months).

Also, note that many of the offenses being reduced to misdemeanors currently provide a maximum period of imprisonment of one year. In some cases, this penalty applies to second and subsequent offenses, with first offenses penalized by a maximum of six months in jail. See, e.g., ss. 29.971 (11m) (a) and 30.80 (2g) (a), stats. Thus, under the draft, some first offenses will be punishable by up to six months in jail while second and subsequent offenses will be punishable by up to nine months in jail. Okay?

2. This draft contains three offenses not covered by the subcommittee's 7/6/99 draft:

a) Section 253.06 (4) (b), stats. This statute was affected by 1997 Wisconsin Act 283 (the truth in sentencing act). This draft applies the MR conversion method and makes the offense a Class H felony. Okay?

b) Section 100.2095 (6) (d), stats. (violations relating to labeling of bedding). This statute was created in 1997 Wisconsin Act 260 (enacted June 8, 1998) and so was not affected by the truth in sentencing act. It provides for a maximum fine of \$1,000 or imprisonment of not more than one year or both. This draft makes it a Class I felony because that is the lowest felony classification. Okay? Or should it be a misdemeanor?

c) Section 343.44 (2) (b) (intro.), stats. (operating after revocation or while disqualified). This statute was created in 1997 Wisconsin Act 84 (enacted April 13, 1998) and so was not affected by the truth in sentencing act. It provides for a maximum fine of \$2,500 or imprisonment of not more than one year or both. This draft makes it a Class I felony because that is the lowest felony classification. Okay? Or should it be a misdemeanor?

3. This draft makes minor stylistic and grammatical changes in a few of the statutes being treated. Note especially s. 114.20 (18) (c), stats., which seemed to be missing some language immediately preceding the word "foregoes."

Please let me know if you have questions or changes.

Jefren E. Olsen
Legislative Attorney
Phone: (608) 266-8906
E-mail: Jefren.Olsen@legis.state.wi.us



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT** to renumber and amend 49.95 (1) and 125.075 (2); to amend 6.18,
2 11.61 (1) (a), 11.61 (1) (b), 12.60 (1) (a), 13.05, 13.06, 13.69(6m), 23.33 (13) (cg),
3 26.14 (8), 29.971 (1) (c), 29.971 (1m) (c), 29.971 (llm) (a), 29.971 (11p) (a), 30.80
4 (2g) (b), 30.80 (2g) (c), 30.80 (2g) (d), 30.80 (3m), 36.25 (6) (d), 47.03 (3) (d),
5 49.127 (8) (a) 2., 49.127 (8) (b) 2., 49.127 (8) (c), 49.141 (7) (a), 49.141 (7) (b),
6 49.141 (9) (a), 49.141 (9) (b), 49.141 (10) (b), 49.49 (1) (b) l., 49.49 (2) (a), 49.49
7 (2) (b), 49.49 (3), 49.49 (3m) (b), 49.49 (4) (b), 51.15 (12), 55.06 (11) (am), 66.4025
8 (1) (b), 66.4025 (1) (c), 69.24 (1) (intro.), 70.47 (18) (a), 71.83 (2) (b), 86.192 (4),
9 97.43 (4), 97.45 (2), 100.171 (7) (b), 100.2095 (6) (d), 100.26 (2), 100.26 (5),
10 100.26 (7), 101.143 (10) (b), 101.94 (8) (b), 102.835 (11), 102.835 (18), 102.85 (3),
11 108.225 (11), 108.225 (18), 114.20 (18) (c), 125.085 (3)(a) 2., 125.105 (2) (b),
12 125.66 (3), 125.68 (12) (b), 125.68 (12) (c), 132.20 (2), 133.03 (l), 133.03 (2),
13 134.05 (4), 134.16, 134.20 (1) (intro.), 134.205 (4), 134.58, 139.44 (l), 139.44
14 (1m), 139.44 (2), 139.44 (8) (c), 139.95 (2), 139.95 (3), 146.345 (3), 146.35 (5),
15 146.60 (9) (am), 146.70 (10) (a), 154.15(2), 154.29(2), 166.20 (11) (b), 167.10 (9)

1 (g), 175.20 (3), 180.0129 (2), 181.0129 (2), 185.825, 200.09 (2), 214.93, 215.02 (6)
2 (b), 215.12, 215.21 (21), 218.21 (7), 220.06 (2), 221.0625 (2) (intro.), 221.0636 (2),
3 221.0637 (2), 221.1004 (2), 253.06 (4) (b), 285.87 (2) (b), 291.97 (2) (b) (intro.),
4 291.97 (2) (c) 1. and 2., 299.53 (4) (c) 2., 302.095 (2), 341.605 (3), 342.06 (2),
5 **342.065 (4)** (b), 342.155 (4) (b), 342.156 (6) (b), 342.30 (3) (a), 342.32 (3), 343.44
6 (2) (b) (intro.), 344.48 (2), 346.17 (3) (a), 346.17 (3) (b), 346.17 (3) (c), 346.17 (3)
7 (d), 346.65 (2) (e), 346.65 (5), 346.74 (5) (b), 346.74 (5) (c), 346.74 (5) (d), 350.11
8 (2m), 446.07, 447.09, 450.11 (9) (b), 450.14 (5), 450.15 (2), 551.58 (1), 552.19 (1),
9 **553.52(1)**, 553.52 (2), 562.13 (3), **562.13 (4)**, 565.50 (2), 565.50 (3), 601.64 (4),
10 641.19 (4) (a), 641.19 (4) (b), 765.30 (1) (intro.), 765.30 (2) (intro.), 768.07,
11 783.07, 946.85 (l), 968.31 (1) (intro.), 968.34 (3), 968.43 (3) and 977.06 (2) (b);
12 and **to create** 125.075 (2) (b) of the statutes; **relating** to: classification of felony
13 offenses and providing penalties.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a later version.

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

14 **SECTION 1.** 6.18 of the statutes is amended to read:

15 **6.18 Former residents.** If ineligible to qualify as an elector in the state to
16 which the elector has moved, any former qualified Wisconsin elector may vote an
17 absentee ballot in the ward of the elector's prior residence in any presidential election
18 occurring within 24 months after leaving Wisconsin by requesting an application
19 form and returning it, properly executed, to the municipal clerk of the elector's prior
20 Wisconsin residence. When requesting an application form for an absentee ballot,

1 the applicant shall specify the applicant's eligibility for only the presidential ballot.
2 The application form shall require the following information and be in substantially
3 the following form:

4 This blank shall be returned to the municipal clerk's office. Application must
5 be received in sufficient time for ballots to be mailed and returned prior to any
6 presidential election at which applicant wishes to vote. Complete all statements in
7 full.

8 APPLICATION FOR PRESIDENTIAL
9 ELECTOR'S ABSENT BALLOT.

10 (To be voted at the Presidential Election
11 on November (year)

12 I, hereby swear or affirm that I am a citizen of the United States, formerly
13 residing at in the ward aldermanic district (city, town, village) of County
14 of for 10 days prior to leaving the State of Wisconsin. I, do solemnly swear or
15 affirm that I do not qualify to register or vote under the laws of the State of ... (State
16 you now reside in) where I am presently residing. A citizen must be a resident of:
17 State ... (Insert time) County ... (Insert time) City, Town or Village ... (Insert time),
18 in order to be eligible to register or vote therein. I further swear or affirm that my
19 legal residence was established in the State of ... (the State where you now reside)
20 on Month Day Year.

21 Signed

22 Address ... (Present address)

23 (City) (State)

24 Subscribed and sworn to before me this day of (year)

25 ... (Notary Public, or other officer authorized to administer oaths.)

1 (County)
 2 My Commission expires
 3 MAIL BALLOT TO:
 4 NAME
 5 ADDRESS
 6 CITY STATE ZIP CODE

7 ***Penalties for Violations.*** Whoever swears falsely to any absent elector affidavit
 8 under this section may be fined not more than \$1,000 or imprisoned for not more than
 9 6 months, or both. Whoever intentionally votes more than once in an election may
 10 be fined not more than \$10,000 or imprisoned for not more than 3 years, and 6 months
 11 or both.

12 . . . (Municipal Clerk)
 13 . . . (Municipality)

14 **SECTION 2.** 11.61 (1) (a) of the statutes, as affected by 1997 Wisconsin Act 283,
 15 is amended to read:

16 11.61 (1) (a) Whoever intentionally violates s. 11.05 (l), (2), (2g) or (2r), 11.07
 17 (1) or (5), 11.10(1), 11.12 (5), 11.23 (6) or 11.24(1) ~~may be fined not more than \$10,000~~
 18 ~~or imprisoned for not more than 4 years and 6 months or both~~ is guilty of a Class I
 19 felony.

20 **SECTION 3.** 11.61 (1) (b) of the statutes, as affected by 1997 Wisconsin Act 283,
 21 is amended to read:

22 11.61 (1) (b) Whoever intentionally violates s. 11.25, 11.26, 11.27 (1), 11.30 (1)
 23 or 11.38 where is guilty of a Class I felony if the intentional violation does not involve
 24 a specific figure or where if the intentional violation concerns a figure which exceeds

1 \$100 in amount or value ~~may be fined not more than \$10,000 or imprisoned for not~~
2 ~~more than 4 years and 6 months or both.~~

3 SECTION 4. 12.60 (1) (a) of the statutes, as affected by 1997 Wisconsin Act 283,
4 is amended to read:

5 12.60 (1) (a) Whoever violates s. 12.09, 12.11 or 12.13 (1), (2) or (3) (a), (e), (f),
6 (j), (k), (L), (m), (y) or (z) ~~may be fined not more than \$10,000 or imprisoned for not~~
7 ~~more than 4 years and 6 months or both~~ is guilty of a Class I felony.

8 SECTION 5. 13.05 of the statutes, as affected by 1997 Wisconsin Act 283, is
9 amended to read:

10 **13.05 Logrolling prohibited.** Any member of the legislature who gives,
11 offers or promises to give his or her vote or influence in favor of or against any
12 measure or proposition pending or proposed to be introduced? in the legislature in
13 consideration or upon condition that any other person elected to the same legislature
14 will give or will promise or agree to give his or her vote or influence in favor of or
15 against any other measure or proposition pending or proposed to be introduced in
16 such legislature, or who gives, offers or promises to give his or her vote or influence
17 for or against any measure on condition that any other member will give his or her
18 vote or influence in favor of any change in any other bill pending or proposed to be
19 introduced in the legislature ~~may be fined not less than \$500 nor more than \$1,000~~
20 ~~or imprisoned for not less than one year nor more than 4 years and 6 months or both,~~
21 is aulty of a Class I felony.

22 SECTION 6. 13.06 of the statutes, as affected by 1997 Wisconsin Act 283, is
23 amended to read:

24 **13.06 Executive favor.** Any member of the legislature who gives, offers or
25 promises to give his or her vote or influence in favor of or against any measure or

1 proposition pending or proposed to be introduced in the legislature, or that has
2 already been passed by either house of the legislature, in consideration of or on
3 condition that the governor approve, disapprove, veto or sign, or agree to approve,
4 disapprove, veto or sign, any other measure or proposition-pending or proposed to be
5 introduced in the legislature or that has already been passed by the legislature, or
6 either house thereof, or in consideration or upon condition that the governor
7 nominate for appointment or appoint or remove any person to or from any office or
8 position under the laws of this state, ~~may be fined not less than \$500 nor more than~~
9 ~~\$1,000 or imprisoned for not less than one year nor more than 3 years or both~~ is guilty
10 of a Class I felony.

11 **SECTION 7.** 13.69 (6m) of the statutes, as affected by 1997 Wisconsin Act 283,
12 is amended to read:

13 13.69 (6m) Any principal, lobbyist or other individual acting on behalf of a
14 principal who files a statement under s. 13.63 (1), 13.64, 13.65, 13.67 or 13.68 which
15 he or she does not believe to be true ~~may be fined not more than \$20,000 or~~
16 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
17 felony.

18 **SECTION 8.** 23.33 (13) (cg) of the statutes, as affected by 1997 Wisconsin Act 283,
19 is amended to read:

20 *23.33 (13) (cg) Penalties related to causing death or injury; interference with*
21 *signs and standards.* A person who violates sub. (8)(f) 1. ~~shall be fined not more than~~
22 ~~\$10,000 or imprisoned for not more than 7 years or both~~ is guilty of a Class H felony
23 if the violation causes the death or injury, as defined in s. 30.67 (3) (b), of another
24 person.

1 SECTION 9. 26.14 (8) of the statutes, as affected by 1997 Wisconsin Act 283, is
2 amended to read:

3 26.14 (8) Any person who intentionally sets fire to the land of another or to a
4 marsh ~~shall be fined not more than \$20,000 or imprisoned for not more than 7 years~~
5 ~~and 6 months or both~~ is guilty of a Class H felony.

6 SECTION 10. 29.971 (1) (c) of the statutes, as affected by 1997 Wisconsin Act 283,
7 is amended to read:

8 29.971 (1) (c) ~~For A person~~ having fish in his or her possession in violation of
9 this chapter ~~and is guilty of a Class I felony if~~ the value of the fish under par. (d)
10 e x c e e d s \$ 1 , 0 0 7 — ~~imprisonment for not more than~~
11 ~~3 years or both.~~

12 SECTION 11. 29.971 (1m) (c) of the statutes, as affected by 1997 Wisconsin Act
13 283, is amended to read:

14 29.971 (1m) (c) ~~For A person~~ possessing clams in violation of s. 29.537, is guilty
15 of a Class I felony if the value of the clams under par. (d) exceeds \$1,000, ~~by a fine~~
16 ~~of not more than \$10,000 or imprisonment for not more than 3 years or both.~~

17 SECTION 12. 29.971 (11m) (a) of the statutes, as affected by 1997 Wisconsin Act
18 283, is amended to read:

19 29.971 (11m) (a) For shooting, shooting at, killing, taking, catching or
20 possessing a bear without a valid Class A bear license, or for possessing a bear which
21 does not have a carcass tag attached or possessing a bear during the closed season,
22 by a fine of not less than \$1,000 nor more than \$2,000 or by imprisonment for not
23 more than 6 months or both for the first violation, or by a fine of not more than ~~\$5,000~~
24 \$10,000 or imprisonment for not more than ~~2 years~~ 9 months or both for any
25 subsequent violation, and, in addition, the court shall revoke all hunting approvals

1 issued to the person under this chapter and shall prohibit the issuance of any new
2 hunting approval under this chapter to the person for 3 years.

3 **SECTION 13.** 29.971 (11p) (a) of the statutes, as affected by 1997 Wisconsin Act
4 283, is amended to read:

5 **29.971 (11p) (a)** For entering the den of a hibernating black bear and harming
6 the bear, by a fine of not more than \$10,000 or imprisonment for not more than ~~2~~
7 years 9 months or both.

8 **SECTION 14.** 30.80 (2g) (b) of the statutes, as affected by 1997 Wisconsin Act
9 283, is amended to read:

10 **30.80 (2g) (b)** Shall be fined not ~~less than \$300 nor more than \$5,000~~ \$10,000
11 or imprisoned for not more than ~~2 years~~ 9 months or both if the accident involved
12 injury to a person but the person did not suffer great bodily harm.

13 **SECTION 15.** 30.80 (2g) (c) of the statutes, as affected by 1997 Wisconsin Act 283,
14 is amended to read:

15 **30.80 (2g) (c)** ~~Shall be fined more than \$10,000 or imprisoned for not more~~
16 ~~than 3 years or both~~ Is guilty of a Class I felony if the accident involved injury to a
17 person and the person suffered great bodily harm.

18 **SECTION 16.** 30.80 (2g) (d) of the statutes, as affected by 1997 Wisconsin Act
19 283, is amended to read:

20 **30.80 (2g) (d)** ~~Shall be fined not more than \$10,000 or imprisoned for not more~~
21 ~~than 7 years and 6 months or both~~ Is guilty of a Class H felony if the accident involved
22 death to a person.

23 **SECTION 17.** 30.80 (3m) of the statutes, as affected by 1997 Wisconsin Act 283,
24 is amended to read:

1 30.80 **(3m)** Any person violating s. 30.547 (l), (3) or (4) ~~shall be fined not more~~
2 ~~than \$5,000 or imprisoned not more than 7 years and 6 months or both~~ is aulity of
3 a Class H felony.

4 **SECTION 18.** 36.25 (6) (d) of the statutes, as affected by 1997 Wisconsin Act 283,
5 is amended to read:

6 36.25 (6) (d) Any officer, agent, clerk or employe of the survey or department
7 of revenue who makes known to any person except the officers of the survey or
8 department of revenue, in any manner, any information given to such person in the
9 discharge of such person's duties under par. (c), which information was given to such
10 person with the request that it not be made known, ~~upon conviction thereof, shall be~~
11 ~~fined not less than \$50 nor more than \$500 or imprisoned for not less than one month~~
12 ~~nor more than 3 years~~ is guilty of a Class I felony. This paragraph shall not prevent
13 the use for assessment purposes of any information obtained under this subsection.

14 **SECTION 19.** 47.03 (3) (d) of the statutes, as affected by 1997 Wisconsin Act 283,
15 is amended to read:

16 47.03 (3) (d) Any person who violates this subsection shall be fined not more
17 than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both.

18 **SECTION 20.** 49.127 (8) (a) 2. of the statutes, as affected by 1997 Wisconsin Act
19 283, is amended to read:

20 49.127 (8) (a) 2. If the value of the food coupons exceeds \$100, but is less than
21 \$5,000, a person who violates ~~this section may ho fii~~
22 ~~imprisoned for not more than 7 years and 6 months or both~~ is aulity of a Class I felony.

23 **SECTION 21.** 49.127 (8) (b) 2. of the statutes, as affected by 1997 Wisconsin Act
24 283, is amended to read:

1 49.127 (8) (b) 2. If the value of the food coupons exceeds \$100, but is less than
2 \$5,000, a person who violates this section ~~may be fined not more than \$10,000 or~~
3 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
4 felony.

5 **SECTION 22.** 49.127 (8) (c) of the statutes, as affected by 1997 Wisconsin Act 283,
6 is amended to read:

7 **49.127 (8) (c)** For any offense **under this section**, if the value of the food coupons
8 is \$5,000 or more, a person who violates this section ~~may be fined not more than~~
9 ~~\$250,000 or imprisoned for not more than 30 years or both~~ is guilty of a Class G felony.

10 **SECTION 23.** 49.141 (7) (a) of the statutes, as affected by **1997** Wisconsin Act
11 283, is amended to read:

12 **49.141 (7) (a)** A person who is convicted of violating sub. (6) in connection with
13 the furnishing by that person of items or services for which payment is or may be
14 made under Wisconsin works ~~may be fined not more than \$25,000 or imprisoned for~~
15 ~~not more than 7 years and 6 months or both~~ is guilty of a Class H felony.

16 **SECTION 24.** 49.141 (7) (b) of the statutes, as affected by 1997 Wisconsin Act
17 283, is amended to read:

18 **49.141 (7) (b)** A person, other than a person under par. (a), who is convicted of
19 violating sub. (6) may be fined not more than \$10,000 or imprisoned for not more than
20 2 years 9 months or both.

21 **SECTION 25.** 49.141 (9) (a) of the statutes, as affected by 1997 Wisconsin Act
22 283, is amended to read:

23 **49.141 (9) (a)** Whoever solicits or receives any remuneration in cash or in-kind,
24 in return for referring an individual to a person for the furnishing or arranging for
25 the furnishing of any item or service for which payment may be made in whole or in

1 part under Wisconsin works, or in return for purchasing, leasing, ordering, or
2 arranging for or recommending purchasing, leasing, or ordering any good, facility,
3 service, or item for which payment may be made in whole or in part under Wisconsin
4 works, is guilty of a Class H felony, except that, notwithstanding the maximum fine
5 specified in s. 939.50 (3) (h), the person may be fined not more than \$25,000 ~~or~~
6 ~~imprisoned for not more than 7 years and 6 months or both.~~

****NOTE: Section 939.50 (3) (h) is created in LRB-0590, with which this draft will eventually be compiled. ~~Double-check~~ the cross-reference in the ~~first~~ compile.

7 **SECTION 26.** 49.141 (9) (b) of the statutes, as affected by 1997 Wisconsin Act
8 283, is amended to read:

9 49.141 (9) (b) Whoever offers or pays any remuneration in cash or in-kind to
10 any person to induce the person to refer an individual to a person for the furnishing
11 or arranging for the furnishing of any item or service for which payment may be made
12 in whole or in part under Wisconsin works, or to purchase, lease, order, or arrange
13 for or recommend purchasing, leasing, or ordering any good, facility, service or item
14 for which payment may be made in whole or in part under any provision of Wisconsin
15 works, is aultyv of a Class H felony, except that, notwithstanding the maximum fine
16 specified in s. 939.50 (3) (h), the person may be fined not more than \$25,000 ~~or~~
17 ~~imprisoned for not more than 7 years and 6 months or both.~~

****NOTE: Section 939.50 (3) (h) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

18 **SECTION 27.** 49.141 (10) (b) of the statutes, as affected by 1997 Wisconsin Act
19 283, is amended to read:

20 49.141 (10) (b) A person who violates this subsection is guilty of a Class H
21 felony, except that, notwithstanding the maximum fine specified in s. 939.50 (3) (h),

1 ~~the person~~ may be fined not more than \$25,000 ~~or imprisoned for not more than 7~~
2 ~~years and 6 months or both.~~

****NOTE: Section 939.50 (3)(h) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

3 **SECTION 28.** 49.49 (1) (b) 1. of the statutes, as affected by 1997 Wisconsin Act
4 283, is amended to read:

5 49.49 (1) (b) 1. In the case of such a statement, representation, concealment,
6 failure, or conversion by any person in connection with the furnishing by that person
7 of items or services for which medical assistance is or may be made, a person
8 ~~convicted~~ of violating this subsection is guilty of a Class H felony, except that,
9 notwithstanding the maximum fine specified in s. 939.50 (3)(h), the person may be
10 fined not more than \$25,000 ~~or imprisoned for not more than 7 years and 6 months~~
11 ~~or both.~~

****NOTE: Section 939.50 (3)(h) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

12 **SECTION 29.** 49.49 (2) (a) of the statutes, as affected by 1997 Wisconsin Act 283,
13 is amended to read:

14 49.49 (2) (a) *Solicitation or receipt of remuneration.* Any person who solicits
15 or receives any remuneration, including any kickback, bribe, or rebate, directly or
16 indirectly, overtly or covertly, in cash or in kind, in return for referring an individual
17 to a person for the furnishing or arranging for the furnishing of any item or service
18 for which payment may be made in whole or in part under a medical assistance
19 program, or in return for purchasing, leasing, ordering, or arranging for or
20 recommending purchasing, leasing, or ordering any good, facility, service, or item for
21 which payment may be made in whole or in part under a medical assistance program,
22 is aulty of a Class H felony, except that, notwithstanding the maximum fine snecified

1 in s. 939.50(3)(h), the person may be fined not more than \$25,000 ~~or imprisoned for~~
2 ~~not more than 7 years and 6 months or both.~~

****NOTE: Section 939.50 (3)(h) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

3 **SECTION 30.** 49.49 (2) (b) of the statutes, as affected by 1997 Wisconsin Act 283,
4 is amended to read:

5 **49.49 (2) (b) Offer or payment of remuneration.** Whoever offers or pays any
6 remuneration including any kickback, bribe, or rebate directly or indirectly, overtly
7 or covertly, in cash or in kind to any person to induce such person to refer an
8 individual to a person for the furnishing or arranging for the furnishing of any item
9 or service for which payment may be made in whole or in part under a medical
10 assistance program, or to purchase, lease, order, or arrange for or recommend
11 purchasing, leasing, or ordering any good, facility, service or item for which payment
12 may be made in whole or in part under a medical assistance program, is guilty of a
13 Class H felony, except that, notwithstanding the maximum fine specified in s. 939.50
14 (3)(h), the person may be fined not more than \$25,000 ~~or imprisoned for not more~~
15 ~~than 7 years and 6 months or both.~~

****NOTE: Section 939.50 (3)(h) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

16 **SECTION 31.** 49.49 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
17 is amended to read:

18 **49.49 (3) FRAUDULENT CERTIFICATION OF FACILITIES.** No person may knowingly
19 and wilfully make or cause to be made, or induce or seek to induce the making of, any
20 false statement or representation of a material fact with respect to the conditions or
21 operation of any institution or facility in order that such institution or facility may
22 qualify either upon initial certification or upon recertification as a hospital, skilled

1 nursing facility, intermediate care facility, or home health agency. ~~Violators of A~~
2 person who violates this subsection is guilty of a Class H felony. except that,
3 notwithstanding the maximum fine specified in s. 939.50 (3) (h), the person may be
4 fined not more than \$25,000 ~~or imprisoned for not more than 7 years and 6 months~~
5 ~~or both.~~

****NOTE: Section 939.50 (3)(h) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

6 SECTION 32. 49.49 (3m) (b) of the statutes, as affected by 1997 Wisconsin Act
7 283, is amended to read:

8 49.49 (3m) (b) A person who violates this subsection is guilty of a Class H
9 felony. except that, notwithstanding the maximum fine specified in s. 939.50 (3) (h),
10 the person may be fined not more than \$25,000 ~~or imprisoned for not more than 7~~
11 ~~years and 6 months or both.~~

****NOTE: Section 939.50 (3)(h) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

12 SECTION 33. 49.49 (4) (b) of the statutes, as affected by 1997 Wisconsin Act 283,
13 is amended to read:

14 49.49 (4) (b) A person who violates this subsection is guilty of a Class H felony,
15 except that, notwithstanding the maximum fine specified in s. 939.50 (3) (h), the
16 person may be fined not more than \$25,000 ~~or imprisoned for not more than 7 years~~
17 ~~and 6 months or both.~~

****NOTE: Section 939.50 (3)(h) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

18 SECTION 34. 49.95 (1) of the statutes, as affected by 1997 Wisconsin Act 283,
19 is renumbered 49.95 (1) (intro.) and amended to read:

1 49.95 (1) (intro.) Any person who, with intent to secure public assistance under
2 this chapter, whether for himself or herself or for some other person, wilfully makes
3 any false representations ~~may, if is subject to the following penalties:~~

4 (a) If the value of the assistance so secured does not exceed \$300, the person
5 may be required to forfeit not more than \$1,000; if,

6 (b) If the value of the assistance exceeds \$300 but does not exceed \$1,000, the
7 person may be fined not more than \$250 or imprisoned for not more than 6 months
8 or both; if,

9 (c) If the value of the assistance exceeds \$1,000 but does not exceed \$2,500, be
10 fined not more than \$500 or imprisoned for not more than 7 years and 6 months or
11 both; and if the person is guilty of a Class H felony,

12 (d) If the value of the assistance exceeds \$2,500, be punished as prescribed
13 under s. 943.20 (3)(c) the person is guilty of a Class ?? felony.

 ****NOTE: The penalty for an offense involving more than \$2,500 is still under
review by the subcommittee.

14 SECTION 35. 51.15 (12) of the statutes, as affected by 1997 Wisconsin Act 283,
15 is amended to read:

16 51.15 (12) PENALTY. Whoever signs a statement under sub. (4), (5) or (10)
17 knowing the information contained therein to be false ~~may be fined not more than~~
18 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a
19 Class H felony.

20 SECTION 36. 55.06 (11) (am) of the statutes, as affected by 1997 Wisconsin Act
21 283, is amended to read:

22 55.06 (11) (am) Whoever signs a statement under par. (a) knowing the
23 information contained therein to be false ~~may be fined not more than \$5,000 or~~

1 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
2 felony.

3 SECTION 37. 66.4025 (1) (b) of the statutes, as affected by 1997 Wisconsin Act
4 283, is amended to read:

5 66.4025 (1) (b) Any person who secures or assists in securing dwelling
6 accommodations under s. 66.402 by intentionally making false representations in
7 order to receive at least \$2,500 but not more than \$25,000 in financial assistance for
8 which the person would not otherwise be entitled ~~shall be fined not more than~~
9 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is aulvtv of a Class I felony.

10 SECTION 38. 66.4025 (1) (c) of the statutes, as affected by 1997 Wisconsin Act
11 283, is amended to read:

12 66.4025 (1) (c) Any person who secures or assists in securing dwelling
13 accommodations under s. 66.402 by intentionally making false representations in
14 order to receive more than \$25,000 in financial assistance for which the person would
15 not otherwise be entitled ~~shall be fined not more than \$10,000 or imprisoned for not~~
16 ~~more than 7 years and 6 months or both~~ is aulvtv of a Class H felony.

17 SECTION 39. 69.24 (1) (intro.) of the statutes, as affected by 1997 Wisconsin Act
18 283, is amended to read:

19 69.24 (1) (intro.) Any person who does any of the following ~~shall be fined not~~
20 ~~more than \$10,000 or imprisoned for not more than 3 years or both~~ is aulvtv of a Class
21 I felony:

22 SECTION 40. 70.47 (18) (a) of the statutes, as affected by 1997 Wisconsin Act
23 283, is amended to read:

24 70.47 (18) (a) Whoever with intent to injure or defraud alters, damages,
25 removes or conceals any of the items specified under subs. (8) (f) and (17) ~~may be fined~~

1 ~~not more than \$1,000 or imprisoned for not more than 3 years or both~~ is guilty of a
2 Class I felony.

3 SECTION 41. 71.83 (2) (b) of the statutes, as affected by 1997 Wisconsin Act 283,
4 is amended to read:

5 71.83 (2) (b) *Felony.* 1. 'False income tax return; fraud.' Any person, other than
6 a corporation or limited liability company, who renders a false or fraudulent income
7 tax return with intent to defeat or evade any assessment required by this chapter
8 ~~shall be~~ is guilty of a Class H felony, and may be fined ~~not more than \$10,000 or~~
9 imprisoned for not more than 7 years and 6 months or both, together with assessed
10 the cost of prosecution. In this subdivision, "return" includes a separate return filed
11 by a spouse with respect to a taxable year for which a joint return is filed under s.
12 71.03 (2) (g) to (L) after the filing of that separate return, and a joint return filed by
13 the spouses with respect to a taxable year for which a separate return is filed under
14 s. 71.03 (2) (m) after the filing of that joint return.

15 2. 'Officer of a corporation; false franchise or income tax return.' Any officer
16 of a corporation or manager of a limited liability company required by law to make,
17 render, sign or verify any franchise or income tax return, who makes any false or
18 fraudulent franchise or income tax return, with intent to defeat or evade any
19 assessment required by this chapter ~~shall be~~ is guilty of a Class H felony and may
20 be ~~imprisoned for not more than \$10,000 or imprisoned for not more than 7 years and 6 months~~
21 or both, together with assessed the cost of prosecution.

22 3. 'Evasion.' Any person who removes, deposits or conceals or aids in removing,
23 depositing or concealing any property upon which a levy is authorized with intent
24 to evade or defeat the assessment or collection of any tax administered by the
25 department is guilty of a Class I felony and may be fined ~~not more than \$5,000 or~~

1 ~~imprisoned for not more than 4 years and 6 months or both, together with assessed~~
2 the ~~costs~~ cost of prosecution.

3 4. 'Fraudulent claim for credit.' The A claimant who ~~filed~~ files a claim for credit
4 under s. 71.07, 71.28 or 71.47 or subch. VIII or IX that is false or excessive and was
5 filed with fraudulent intent and any person who ~~assisted, with fraudulent intent,~~
6 assists in the preparation or filing of the false or excessive claim or supplied
7 information upon which the false or excessive claim was prepared-
8 &ten& is guilty of a Class H felony and may be fined ~~not more than \$10,000 or~~
9 ~~imprisoned for not more than 7 years and 6 months or both, together with assessed~~
10 the cost of prosecution.

11 SECTION 42. 86.192 (4) of the statutes, as affected by 1997 Wisconsin Act 283,
12 is amended to read:

13 86.192 (4) Any person who violates this section ~~shall be fined not more than~~
14 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is aulity of a Class H felony
15 if the injury, defacement or removal causes the death of a person.

16 SECTION 43. 97.43 (4) of the statutes, as affected by 1997 Wisconsin Act 283,
17 is amended to read:

18 97.43 (4) Whoever violates this section ~~may be fined not less than \$500 nor~~
19 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is
20 guilty of a Class H felony.

21 SECTION 44. 97.45 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
22 is amended to read:

23 97.45 (2) Whoever violates this section ~~may be fined not less than \$500 nor~~
24 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is
25 guilty of a Class H felony.

1 **SECTION 45.** 100.171 (7) (b) of the statutes is amended to read:

2 100.171 (7) (b) Whoever intentionally violates this section ~~may be fined not~~
3 ~~more than \$10,000 or imprisoned for not more than 3 years~~ ~~both is guilty of a Class~~
4 ~~Afelony.~~ Whoever intentionally violates this section if the violation occurs after the
5 department or a district attorney has notified the person by certified mail that the
6 person is in violation of this section.

7 **SECTION 46.** 100.2095 (6) (d) of the statutes is amended to read:

8 100.2095 (6) (d) A person who violates sub. (3), (4) or (5) ~~may be fined not less~~
9 ~~than \$100 nor more than \$1,000 or imprisoned for not more than one year or both is~~
10 ~~guilty of a Class I felony.~~ Each day of violation constitutes a separate offense.

11 **SECTION 47.** 100.26 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
12 is amended to read:

13 100.26 (2) Any person violating s. 100.02 ~~shall be fined not less than \$50 nor~~
14 ~~more than \$3,000 or imprisoned for not less than 30 days nor more than 4 years and~~
15 ~~6 months or both is guilty of a Class I felony.~~ is guilty of a Class I felony.

16 **SECTION 48.** 100.26 (5) of the statutes, as affected by 1997 Wisconsin Act 283,
17 is amended to read:

18 100.26 (5) Any person violating s. 100.06 or any order or regulation of the
19 department thereunder, or s. 100.18 (9), ~~shall~~ may be fined not ~~less than \$100 nor~~
20 ~~more than \$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both.
21 Each day of violation constitutes a separate offense.

22 **SECTION 49.** 100.26 (7) of the statutes, as affected by 1997 Wisconsin Act 283,
23 is amended to read:

24 100.26 (7) Any person violating s. 100.182 ~~shall~~ may be fined not ~~less than \$500~~
25 ~~nor more than \$5,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or

1 both for each offense. Each unlawful advertisement published, printed or mailed on
2 separate days or in separate publications, hand bills or direct mailings is a separate
3 violation of this section.

4 **SECTION 50.** 101.143 (10) (b) of the statutes, as affected by 1997 Wisconsin Act
5 283, is amended to read:

6 101.143 (10) (b) Any owner or operator, person owning a home oil tank system
7 or service provider who intentionally destroys a document that is relevant to a claim
8 for reimbursement under this section ~~may be fined not more than \$10,000 or~~
9 ~~imprisoned for not more than 15 years or both~~ is guilty of a Class G felony.

10 **SECTION 51.** 101.94 (8) (b) of the statutes, as affected by 1997 Wisconsin Act
11 283, is amended to read:

12 101.94 (8) (b) Any individual or a director, officer or agent of a corporation who
13 knowingly and wilfully violates this subchapter in a manner which threatens the
14 health or safety of a purchaser ~~shall~~ may be fined not more than ~~\$1,000~~ \$10,000 or
15 imprisoned for not more than ~~2 years~~ 9 months or both.

16 **SECTION 52.** 102.835 (11) of the statutes, as affected by 1997 Wisconsin Act 283,
17 is amended to read:

18 102.835 (11) EVASION. Any person who removes, deposits or conceals or aids in
19 removing, depositing or concealing any property upon which a levy is authorized
20 under this section with intent to evade or defeat the assessment or collection of any
21 debt ~~may be fined not more than \$5,000 or imprisoned for not more than 4 years and~~
22 ~~6 months or both,~~ is guilty of a Class I felony and shall be liable to the state for the
23 costs of prosecution.

24 **SECTION 53.** 102.835 (18) of the statutes, as affected by 1997 Wisconsin Act 283,
25 is amended to read:

1 102.835 (18) **RESTRICTION ON EMPLOYMENT PENALTIES BY REASON OF LEVY.** No
2 employer may discharge or otherwise discriminate with respect to the terms and
3 conditions of employment against any employe by reason of the fact that his or her
4 earnings have been subject to levy for any one levy or because of compliance with any
5 provision of this section. Whoever wilfully violates this subsection may be fined not
6 more than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both.

7 **SECTION 54.** 102.85 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
8 is amended to read:

9 102.85 (3) An employer who violates an order to cease operations under s.
10 102.28 (4) ~~may be fined not more than \$10,000 or imprisoned for not more than 3~~
11 ~~years or both~~ is guilty of a Class I felony.

12 **SECTION 55.** 108.225 (11) of the statutes, as affected by 1997 Wisconsin Act 283,
13 is amended to read:

14 108.225 (11) **EVASION.** Any person who removes, deposits or conceals or aids in
15 removing, depositing or concealing any property upon which a levy is authorized
16 under this section with intent to evade or defeat the assessment or collection of any
17 debt ~~may be fined not more than \$5,000 or imprisoned for not more than 4 years and~~
18 ~~6 months or both,~~ is guilty of a Class I felony and shall be liable to the state for the
19 costs of prosecution.

20 **SECTION 56.** 108.225 (18) of the statutes, as affected by 1997 Wisconsin Act 283,
21 is amended to read:

22 108.225 (18) **RESTRICTION ON EMPLOYMENT PENALTIES BY REASON OF LEVY.** No
23 employer may discharge or otherwise discriminate with respect to the terms and
24 conditions of employment against any employe by reason of the fact that his or her
25 earnings have been subject to levy for any one levy or because of compliance with any

1 provision of this section. Whoever wilfully violates this subsection may be fined not
2 more than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both.

3 **SECTION 57.** 114.20 (18) (c) of the statutes, as affected by 1997 Wisconsin Act
4 283, is amended to read:

5 114.20 (18) (c) Any person who knowingly makes a false statement in any
6 application or in any other document required to be filed with the department, or who
7 knowingly foregoes the submission of any application, document, or any registration
8 certificate or transfer ~~shall be fined not more than \$5,000 or imprisoned for not more~~
9 ~~than 7 years and 6 months or both~~ is guilty of a Class H felony.

10 **SECTION 58.** 125.075 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
11 is renumbered 125.075 (2) (a) and amended to read:

12 125.075 (2) (a) Whoever violates sub. (1) ~~may be fined not more than \$10,000~~
13 ~~or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
14 felony if the underage person suffers great bodily harm, as defined in s. 939.22 (14).

15 **SECTION 59.** 125.075 (2) (b) of the statutes is created to read:

16 125.075 (2) (b) Whoever violates sub. (1) is guilty of a Class G felony if the
17 underage person dies.

18 **SECTION 60.** 125.085 (3) (a) 2. of the statutes, as affected by 1997 Wisconsin Act
19 283, is amended to read:

20 125.085 (3) (a) 2. Any person who violates subd. 1. for money or other
21 consideration ~~may be fined not more than \$10,000 or imprisoned for not more than~~
22 ~~3 years or both~~ is guilty of a Class I felony

23 **SECTION 61.** 125.105 (2) (b) of the statutes, as affected by 1997 Wisconsin Act
24 283, is amended to read:

1 125.105 (2) (b) Whoever violates sub. (1) to commit, or abet the commission of,
2 a crime ~~may be fined not more than \$10,000 or imprisoned for not more than 7 years~~
3 ~~and 6 months or both~~ is guilty of a Class H felony.

4 **SECTION 62.** 125.66 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
5 is amended to read:

6 125.66 (3) Any person manufacturing or rectifying intoxicating liquor without
7 holding appropriate permits under this chapter, or any person who sells such liquor,
8 ~~shall be fined not more than \$10,000 or imprisoned for not more than 15 years or~~
9 ~~both. Second or subsequent convictions shall be punished by both the fine and~~
10 ~~imprisonment~~ is guilty of a Class F felony.

11 **SECTION 63.** 125.68 (12) (b) of the statutes, as affected by 1997 Wisconsin Act
12 283, is amended to read:

13 125.68 (12) (b) Whoever violates par. (a) ~~shall be fined not less than \$1,000 nor~~
14 ~~more than \$5,000 or imprisoned for not less than one year nor more than 15 years~~
15 ~~or both~~ is guilty of a Class F felony.

16 **SECTION 64.** 125.68 (12) (c) of the statutes, as affected by 1997 Wisconsin Act
17 283, is amended to read:

18 125.68 (12) (c) Any person causing the death of another human being through
19 the selling or otherwise disposing of, for beverage purposes, either denatured alcohol
20 or alcohol or alcoholic liquid redistilled from denatured alcohol
21 ~~for not more than 15 years~~ is guilty of a Class E felony.

22 **SECTION 65.** 132.20 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
23 is amended to read:

24 132.20 (2) Any person who, with intent to deceive, traffics or attempts to traffic
25 in this state in a counterfeit mark or in any goods or service bearing or provided

1 under a counterfeit mark ~~shall~~ is guilty of a Class H felony. except that,
2 notwithstanding the maximum fine specified in s. 939.50 (3)(h), if the person is an
3 individual, he or she may be fined not more than \$250,000 ~~or imprisoned for not more~~
4 ~~than 7 years and 6 months or both, or, and~~ if the person is not an individual, the
5 person may be fined not more than \$1,000,000.

****NOTE: Section 939.50 (3) (h) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in, the first compile.

6 SECTION 66. 133.03 (1) of the statutes, as affected by 1997 Wisconsin Act 283,
7 is amended to read:

8 133.03 (1) Every contract, combination in the form of trust or otherwise, or
9 conspiracy, in restraint of trade or commerce is illegal. Every person who makes any
10 contract or engages in any combination or conspiracy in restraint of trade or
11 commerce is guilty of a Class H felony except that. notwithstanding the maximum
12 fine specified in s. 939.50 (3)(h), the person may be fined not more than \$100,000 if
13 a corporation, or, if any other person, may be fined not more than \$50,000 ~~or~~
14 ~~imprisoned for not more than 7 years and 6 months or both.~~

****NOTE: Section 939.50 (3) (h) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

15 SECTION 67. 133.03 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
16 is amended to read:

17 133.03 (2) Every person who monopolizes, or attempts to monopolize, or
18 combines or conspires with any other person or persons to monopolize any part of
19 trade or commerce is guilty of a Class H felony. except that. notwithstanding the
20 maximum fine specified in s. 939.50 (3)(h), the person may be fined not more than
21 \$100,000 if a corporation, or, if any other person, may be fined not more than \$50,000
22 ~~or imprisoned for not more than 7 years and 6 months or both~~

****NOTE: Section 939.50 (3) (h) is created in LRB-0590; with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

1 **SECTION 68.** 134.05 (4) of the statutes, as affected by 1997 Wisconsin Act 283,
2 is amended to read:

3 134.05 (4) Whoever violates sub. (1), (2) or (3) ~~shall be punished by a fine of not~~
4 ~~less than \$10 nor more than \$500 or by such fine and by imprisonment for not more~~
5 ~~than 2 years~~ may be fined not more than \$10,000 or imprisoned for not more than
6 9 months or both.

7 **SECTION 69.** 134.16 of the statutes, as affected by 1997 Wisconsin Act 283, is
8 amended to read:

9 **134.16 Fraudulently receiving deposits.** Any officer, director, stockholder,
10 cashier, teller, manager, messenger, clerk or agent of any bank, banking, exchange,
11 brokerage or deposit company, corporation or institution, or of any person, company
12 or corporation engaged in whole or in part in banking, brokerage, exchange or deposit
13 business in any way, or any person engaged in such business in whole or in part, who
14 shall accept or receive, on deposit, or for safekeeping, or to loan, from any person any
15 money, or any bills, notes or other paper circulating as money, or any notes, drafts,
16 bills of exchange, bank checks or other commercial paper for safekeeping or for
17 collection, when he or she knows or has good reason to know that such bank, company
18 or corporation or that such person is unsafe or insolvent ~~shall be imprisoned in the~~
19 ~~Wisconsin state prisons for not less than one year nor more than 15 years or fined~~
20 ~~not more than \$10,000~~ is guilty of a Class F felony.

21 **SECTION 70.** 134.20 (1) (intro.) of the statutes, as affected by 1997 Wisconsin
22 Act 283, is amended to read:

1 134.20 **(1)** (intro.) Whoever, with intent to defraud, does any of the following
2 ~~shall be fined not more than \$5,000 or imprisoned for not more than 7 years and 6~~
3 ~~months or both~~ is guilty of a Class H felony:

4 **SECTION 71.** 134.205 (4) of the statutes, as affected by 1997 Wisconsin Act 283,
5 is amended to read:

6 134.205 (4) Whoever, with intent to defraud, issues a warehouse receipt
7 without entering the same in a register as required by this section ~~shall be fined not~~
8 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is
9 guilty of a Class H felony.

10 **SECTION 72.** 134.58 of the statutes, as affected by 1997 Wisconsin Act 283, is
11 amended to read:

12 **134.58 Use of unauthorized persons as officers.** Any person who,
13 individually, in concert with another or as agent or officer of any firm, joint-stock
14 company or corporation, uses, employs, aids or assists in employing any body of
15 armed persons to act as militia, police or peace officers for the protection of persons
16 or property or for the suppression of strikes, not being authorized by the laws of this
17 state to so act, ~~shall be fined not more than \$1,000 or imprisoned for not less than~~
18 ~~one year nor more than 4 years and 6 months or both~~ is guilty of a Class I felony.

19 **SECTION 73.** 139.44 (1) of the statutes, as affected by 1997 Wisconsin Act 283,
20 is amended to read:

21 139.44 **(1)** Any person who falsely or fraudulently makes, alters or counterfeits
22 any stamp or procures or causes the same to be done, or who knowingly utters,
23 publishes, passes or tenders as true any false, altered or counterfeit stamp, or who
24 affixes the same to any package or container of cigarettes, or who possesses with the
25 intent to sell any cigarettes in containers to which false, altered or counterfeit stamps

1 have been affixed ~~shall be imprisoned for not less than one year nor more than 15~~
 2 years is guilty of a Class G felony.

3 **SECTION 74. 139.44** (1m) of the statutes, as affected by 1997 Wisconsin Act 283,
 4 is amended to read:

5 **139.44** (1m) Any person who falsely or fraudulently tampers with a cigarette
 6 meter in order to evade the tax under s. **139.310**
 7 ~~one year nor more than 15 years~~ is guilty of a Class G felony.

8 **SECTION 75. 139.44** (2) of the statutes, as affected by 1997 Wisconsin Act 283,
 9 is amended to read:

10 **139.44** (2) Any person who makes or signs any false or fraudulent report or who
 11 attempts to evade the tax imposed by s. 139.31 or 139.76, or who aids in or abets the
 12 evasion or attempted evasion of that tax ~~shall~~ may be fined not less than \$1,000 nor
 13 more than \$5,000 \$10,000 or imprisoned for not less than 90 days nor more than 2
 14 years 9 months or both.

15 **SECTION 76. 139.44** (8) (c) of the statutes, as affected by 1997 Wisconsin Act 283,
 16 is amended to read:

17 139.44 (8) (c) If the number of cigarettes exceeds 36,000, ~~a fine of not more than~~
 18 ~~\$10,000 or imprisonment for not more than 2 years or both~~ the person is guilty of a
 19 Class I felony.

20 **SECTION 77. 139.95** (2) of the statutes, as affected by 1997 Wisconsin Act 283,
 21 is amended to read:

22 139.95 (2) A dealer who possesses a schedule I controlled substance or schedule
 23 II controlled substance that does not bear evidence that the tax under s. 139.88 has
 24 been paid ~~may be fined not more than \$10,000 or imprisoned for not more than 7~~
 25 ~~years and 6 months or both~~ is guilty of a Class H felony.

1 **SECTION 78.** 139.95 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
2 is amended to read:

3 139.95 (3) Any person who falsely or fraudulently makes, alters or counterfeits
4 any stamp or procures or causes the same to be done or who knowingly utters,
5 publishes, passes or tenders as true any false, altered or counterfeit stamp or who
6 affixes a counterfeit stamp to a schedule I controlled substance or schedule II
7 controlled substance or who possesses a schedule I controlled substance or schedule
8 II controlled substance to which a false, altered or counterfeit stamp is affixed ~~may~~
9 ~~be fined not more than \$10,000 or imprisoned for not less than one year nor more~~
10 ~~than 15 years or both~~ is guilty of a Class F felony.

11 **SECTION 79.** 146.345 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
12 is amended to read:

13 146.345 (3) Any person who violates this section is guilty of a Class H felony,
14 except that, notwithstanding the maximum fine specified in s. 939.50 (3) (h), the
15 person may be fined not more than \$50,000 or imprisoned for not more than 7 years
16 and 6 months or both.

 ***NOTE: Section 939.50 (3) (h) is created in LRB-0590, with which this draft will
eventually be compiled. Double-check the cross-reference in the **first** compile.

17 **SECTION 80.** 146.35 (5) of the statutes, as affected by 1997 Wisconsin Act 283,
18 is amended to read:

19 146.35 (5) Whoever violates sub. (2) ~~may be fined not more than \$10,000 or~~
20 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
21 felony.

22 **SECTION 81.** 146.60 (9) (am) of the statutes, as affected by 1997 Wisconsin Act
23 283, is amended to read:

1 146.60 (9) (am) For a 2nd or subsequent violation under par. (ag), a person ~~shall~~
2 may be fined not less than \$1,000 nor more than \$50,000 or imprisoned for not more
3 than ~~2 years~~ 9 months or both.

4 **SECTION 82.** 146.70 (10) (a) of the statutes, as affected by 1997 Wisconsin Act
5 283, is amended to read:

6 146.70 (10) (a) Any person who intentionally dials the telephone number "911"
7 to report an emergency, knowing that the fact situation which he or she reports does
8 not exist, shall be fined not less than \$50 nor more than \$300 or imprisoned not more
9 than 90 days or both for the first offense and ~~shall be fined not more than \$10,000~~
10 ~~or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
11 felony for any other offense committed within 4 years after the first offense.

12 **SECTION 83.** 154.15 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
13 is amended to read:

14 154.15 (2) Any person who, with the intent to cause a withholding or
15 withdrawal of life-sustaining procedures or feeding tubes contrary to the wishes of
16 the declarant, illegally falsifies or forges the declaration of another or conceals a
17 declaration revoked under s. 154.05 (1) (a) or (b) or any person who intentionally
18 withholds actual knowledge of a revocation under s. 154.05 ~~shall be fined not more~~
19 ~~than \$10,000 or imprisoned for not more than 15 years or both~~ is aulty of a Class F
20 felony.

21 **SECTION 84.** 154.29 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
22 is amended to read:

2 3 154.29 (2) Any person who, with the intent to cause the withholding or
24 withdrawal of resuscitation contrary to the wishes of any patient, falsifies, forges or
25 transfers a do-not-resuscitate bracelet to that patient or conceals the revocation

1 under s. 154.21 of a do-not-resuscitate order or any responsible person who
2 withholds personal knowledge of a revocation under s. 154.21 ~~shall be fined not more~~
3 ~~than \$10,000 or im~~ i s e u i l t v o f a C l a s s E
4 felony.

5 **SECTION 85.** 166.20 (11) (b) of the statutes, as affected by 1997 Wisconsin Act
6 283, is amended to read:

7 166.20 (11) (b) Any person who knowingly and wilfully fails to report the
8 release of a hazardous substance covered under 42 USC 11004 as required under sub.
9 (5) (a) 2. or any rule promulgated under sub. (5) (a) 2. shall is subject to the following
10 penalties:

11 1. For the first offense, the person is euiltv of a Class I felony. except that,
12 notwithstanding the maximum fine specified in s. 939.50 (3)(i), the person may be
13 fined not less than \$100 nor more than \$25,000 or imprisoned for not more than 3
14 years or both.

15 2. For the 2nd and subsequent offenses, the person is guilty of a Class I felony,
16 except that, notwithstanding the maximum fine specified in s. 939.50 (3)(i), the
17 person may be fined not less than \$200 nor more than \$50,000 or imprisoned for not
18 more than 3 years or both.

****NOTE: Section 939.50 (3) (i) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the fist compile.

19 **SECTION 86.** 167.10 (9) (g) of the statutes, as affected by 1997 Wisconsin Act
20 283, is amended to read:

21 167.10 (9) (g) Whoever violates sub. (6m) (a), (b) or (c) or a rule promulgated
22 u n d e r s—u b . (6 m) (e) ~~may be f i i~~
23 than 15 years or both is guilty of a Class G felony.

1 **SECTION 87.** 175.20 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
2 is amended to read:

3 175.20 (3) Any person who violates any of the provisions of this section ~~shall~~
4 may be fined not less than \$25 nor more than \$1,000 and \$10,000 or may be
5 imprisoned for not less than ~~30 days nor~~ more than ~~2 years~~ 9 months or both. In
6 addition, the court may revoke the license or licenses of the person or persons
7 convicted.

8 **SECTION 88.** 180.0129 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
9 is amended to read:

10 1 8 0 . 0 1 2 9 (2) W h o e v e r v i o l a t e s t h i s s e c t i o n)
11 or imprisoned for not more than 3 years or both is guilty of a Class I felony.

12 **SECTION 89.** 181.0129 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
13 is amended to read:

strike through text ↓

14 181.0129 (2) **PENALTY.** Whoever violates this ~~section~~ may be fined not more
15 than \$10,000 or imprisoned for not more than 8 years or both is guilty of a Class I
16 felony.

17 **SECTION 90.** 185.825 of the statutes, as affected by 1997 Wisconsin Act 283, is
18 amended to read:

19 **185.825 Penalty for false document.** Whoever causes a document to be
20 filed, knowing it to be false in any material respect, ~~may be fined not more than~~
21 ~~\$1,000 or imprisoned for not more than 4 years and 6 months~~ or both is guilty of a
22 Class I felony.

23 **SECTION 91.** 200.09 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
24 is amended to read:

1 200.09 (2) **Every** director, president, secretary or other official or agent of any
2 public service corporation, who shall practice fraud or knowingly make any false
3 statement to secure a certificate of authority to issue any security, or issue under a
4 certificate so obtained and with knowledge of such fraud, or false statement, or
5 negotiate, or cause to be negotiated, any security, in violation of this chapter, ~~shall~~
6 ~~be fined not less than \$500 or imprisoned for not less than one year nor more than~~
7 ~~15 years or both~~ is guilty of a Class I felony

8 **SECTION 92. 214.93** of the statutes, as affected by 1997 Wisconsin Act 283, is
9 amended to read:

10 **214.93 False statements.** A person may not knowingly make, cause, or allow
11 another person to make or cause to be made, a false statement, under oath if required
12 by this chapter or on any report or statement required by the division or by this
13 chapter. In addition to any forfeiture under s. **214.935**, a person who violates this
14 section ~~may be imprisoned for not more than 90 years~~ is guilty of a Class F felony.

15 **SECTION 93. 215.02 (6) (b)** of the statutes, as affected by 1997 Wisconsin Act
16 283, is amended to read:

17 215.02 (6) (b) If any person mentioned in par. (a) discloses the name of any
18 debtor of any association or any information about the private account or
19 transactions of such association, discloses any fact obtained in the course of any
20 examination of any association, or discloses examination or other confidential
21 information obtained from any state or federal regulatory authority, including an
22 authority of this state or another state, for financial institutions, mortgage bankers,
23 insurance or securities, except as provided in par. (a), he or she is guilty of a Class
24 I felony and shall forfeit his or her office or position ~~and may be fined not less than~~

1 ~~\$100 nor more than \$1,000 or imprisoned for not less than 6 months nor more than~~
2 ~~3 years or both.~~

3 **SECTION 94.** 215.12 of the statutes, as affected by 1997 Wisconsin Act 283, is
4 amended to read:

5 **215.12 Penalty for dishonest acts; falsification of records.** Every officer,
6 director, employe or agent of any association who steals, abstracts, or wilfully
7 misapplies any property of the association, whether owned by it or held in trust, or
8 who, without authority, issues or puts forth any certificate of savings accounts,
9 assigns any note, bond, mortgage, judgment or decree, or, who makes any false entry
10 in any book, record, report or statement of the association with intent to injure or
11 defraud the association or any person or corporation, or to deceive any officer or
12 director of the association, or any other person, or any agent appointed to examine
13 the affairs of such association, or any person who, with like intent, aids or abets any
14 officer, director, employe or agent in the violation of this section, ~~shall be~~ i
15 i i s guilty o f a C l a s s F f e l o n y.

16 **SECTION 95.** 215.21 (21) of the statutes, as affected by 1997 Wisconsin Act 283,
17 is amended to read:

18 **215.21 (21) PENALTYFORGIVINGORACCEPTINGMONEYFORLOANS .** Every officer,
19 director, employe or agent of any association, or any appraiser making appraisals for
20 any association, who accepts or receives, or offers or agrees to accept or receive
21 anything of value in consideration of its loaning any money to any person; or any
22 person who offers, gives, presents or agrees to give or present anything of value to
23 any officer, director, employe or agent of any association or to any appraiser making
24 appraisals for any association in consideration of its loaning money to the person,
25 ~~shall be fined not more than \$10,000 or imprisoned in the Wisconsin state prisons~~

1 ~~for not more than 3 years or both~~ is guilty of a Class I felony. Nothing in this
2 subsection prohibits an association from employing an officer, employe or agent to
3 solicit mortgage loans and to pay the officer, employe or agent on a fee basis.

4 **SECTION 96.** 218.21 (7) of the statutes, as affected by 1997 Wisconsin Act 283,
5 is amended to read:

6 218.21 (7) Any person who knowingly makes a false statement in an
7 application for a motor vehicle salvage dealer license ~~may be fined not more than~~
8 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a
9 Class H felony

10 **SECTION 97.** 220.06 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
11 is amended to read:

12 220.06 (2) If any employe in the division or any member of the banking review
13 board or any employe thereof discloses the name of any debtor of any bank or
14 licensee, or anything relative to the private account or transactions of such bank or
15 licensee, or any fact obtained in the course of any examination of any bank or
16 licensee, except as herein provided, that person is guilty of a Class I felony and shall
17 be subject, upon conviction, to forfeiture of office or position ~~and may be fined not less~~
18 ~~than \$100 nor more than \$1,000 or imprisoned for not less than 6 months nor more~~
19 ~~than 3 years or both.~~

20 **SECTION 98.** 221.0625 (2) (intro.) of the statutes, as affected by 1997 Wisconsin
21 Act 283, is amended to read:

22 221.0625 (2) **PENALTY.** (intro.) An officer or director of a bank who, in violation
23 of this section, directly or indirectly does any of the following ~~may be imprisoned for~~
24 ~~not more than 15 years~~ is guilty of a Class F felony:

1 **SECTION 99.** 221.0636 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
2 is amended to read:

3 221.0636 (2) **PENALTY.** Any person who violates sub. (1) ~~may be imprisoned for~~
4 ~~not more than 30 years~~ is guilty of a Class felony.

5 **SECTION 100.** 221.0637 (2) of the statutes, as affected by 1997 Wisconsin Act
6 283, is amended to read:

7 221.0637 (2) **PENALTIES.** Any person who violates sub. (1) ~~may be fined not more~~
8 ~~than \$10,000 or imprisoned for not more than 7 years or both~~ is guilty of a Class I
9 felony.

10 **SECTION 101.** 221.1004 (2) of the statutes, as affected by 1997 Wisconsin Act
11 283, is amended to read:

12 221.1004 (2) **PENALTIES.** Any person who violates sub. (1) ~~may be fined not less~~
13 ~~than \$1,000 nor more than \$5,000 or imprisoned for not less than one year nor more~~
14 ~~than 15 years or both~~ is guilty of a Class F felony.

15 **SECTION 102.** 253.06 (4) (b) of the statutes is amended to read:

16 253.06 (4) (b) A person who violates any provision of this subsection ~~may be~~
17 ~~fined not more than \$10,000 or imprisoned for not more than 3 years, or both, is guilty~~
18 ~~of a Class I felony~~ for the first offense and ~~may be fined not more than \$10,000 or~~
19 ~~imprisoned for not more than 7 years and 6 months, or both, is guilty of a Class H~~
20 felony for the 2nd or subsequent offense.

21 **SECTION 103.** 285.87 (2) (b) of the statutes, as affected by 1997 Wisconsin Act
22 283, is amended to read:

23 285.87 (2) (b) If the conviction under par. (a) is for a violation committed after
24 another conviction under par. (a), the person ~~shall~~ is guilty of a Class I felony except
25 that, notwithstanding the maximum fine specified in s. 939.50(3)(i), the person may

1 be fined not more than \$50,000 per day of violation ~~or imprisoned for not more than~~
2 ~~3 years or both.~~

****NOTE: Section 939.50 (3) (i) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

3 **SECTION 104.** 291.97 (2) (b) (intro.) of the statutes, as affected by 1997
4 Wisconsin Act 283, is amended to read:

5 291.97 (2) (b) (intro.) Any person who wilfully does any of the following ~~shall~~
6 ~~is guilty of a Class H felony, except that, notwithstanding the maximum fine specified~~
7 ~~in s. 939.50 (3) (h), the person may be fined not less than \$1,000 nor~~ more than
8 \$100,000 ~~or imprisoned for not more than 7 years and 6 months or both:~~

****NOTE: Section 939.50 (3) (h) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

9 **SECTION 105.** 291.97 (2) (c) 1. and 2. of the statutes, as affected by 1997
10 Wisconsin Act 283, are amended to read:

11 291.97 (2) (c) 1. For a 2nd or subsequent violation under par. (a), a person ~~shall~~
12 ~~is guilty of a Class I felony, except that, notwithstanding the maximum fine specified~~
13 ~~in s. 939.50 (3) (i), the person may be fined not less than \$1,000 nor~~ more than \$50,000
14 ~~or imprisoned for not more than 2 years or both.~~

****NOTE: Section 939.50 (3) (i) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

15 2. For a 2nd or subsequent violation under par. (b), a person ~~shall~~ is guilty of
16 a Class F felony, except that, notwithstanding: the maximum fine specified in s.
17 939.50 (3) (f), the person may be fined not less than \$5,000 nor more than \$150,000
18 ~~or imprisoned for not more than 15 years or both.~~

****NOTE: Section 939.50 (3) (f) is created in LRB-0590, with which this draft will eventually be compiled. Double-check the cross-reference in the first compile.

19 **SECTION 106.** 299.53(4) (c) 2. of the statutes, as affected by 1997 Wisconsin Act
20 283, is amended to read:

1 299.53 (4) (c) 2. Any person who intentionally makes any false statement or
2 representation in complying with sub. (2) (a) shall be fined not more than \$25,000
3 or imprisoned for not more than one year in the county jail or both. For a 2nd or
4 subsequent violation, the person ~~shall be guilty of a Class I felony, except that,~~
5 notwithstanding the maximum fine specified in s. 939.50 (3)(i), the person may be
6 fined not more than \$50,000 ~~or imprisoned for not more than 3 years or both.~~

 ****NOTE: Section 939.50 (3) (i) is created in LRB-0590, with which this draft will
eventually be compiled. Double-check the cross-reference in the first compile.

7 **SECTION 107.** 302.095 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
8 is amended to read:

9 302.095 (2) Any officer or other person who delivers or procures to be delivered
10 or has in his or her possession with intent to deliver to any inmate confined in a jail
11 or state prison, or who deposits or conceals in or about a jail or prison, or the precincts
12 of a jail or prison, or in any vehicle going into the premises belonging to a jail or
13 prison, any article or thing whatever, with intent that any inmate confined in the jail
14 or prison shall obtain or receive the same, or who receives from any inmate any
15 article or thing whatever with intent to convey the same out of a jail or prison,
16 contrary to the rules or regulations and without the knowledge or permission of the
17 sheriff or other keeper of the jail, in the case of a jail, or of the warden or
18 superintendent of the prison, in the case of a prison, ~~shall be imprisoned for not more~~
19 ~~than 3 years or fined not more than \$500~~ is guilty of a Class I felony.

20 **SECTION 108.** 341.605 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
21 is amended to read:

1 341.605 (3) Whoever violates sub. (1) or (2) ~~may be fined not more than \$5,000~~
2 ~~or imprisoned for not more than 7 years and 6 months, or both, for each violation is~~
3 guilty of a Class H felony.

4 **SECTION 109.** 342.06 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
5 is amended to read:

6 342.06 (2) Any person who knowingly makes a false statement in an
7 application for a certificate of title ~~may be fined not more than \$5,000 or imprisoned~~
8 ~~not more than 7 years and 6 months or both~~ is guilty of a Class H felony.

9 **SECTION 110.** 342.065 (4) (b) of the statutes, as affected by 1997 Wisconsin Act
10 283, is amended to read:

11 342.065 (4) (b) Any person who violates sub. (1) with intent to defraud ~~may be~~
12 ~~fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months~~
13 ~~or both~~ is guilty of a Class H felony.

14 **SECTION 111.** 342.155 (4) (b) of the statutes, as affected by 1997 Wisconsin Act
15 283, is amended to read:

16 342.155 (4) (b) Any person who violates this section with intent to defraud may
17 be fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months
18 or both is guilty of Class H felony.

19 **SECTION 112.** 342.156 (6) (b) of the statutes, as affected by 1997 Wisconsin Act
20 283, is amended to read:

21 342.156 (6) (b) Any person who violates this section with intent to defraud ~~may~~
22 ~~be fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months~~
23 ~~or both~~ is guilty of a Class H felony.

24 **SECTION 113.** 342.30 (3) (a) of the statutes is amended to read:

1 342.30 (3) (a) Any person who violates sub. (1g) ~~may be fined not more than~~
2 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a
3 Class H felony.

4 SECTION 114. 342.32 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
5 is amended to read:

6 342.32 (3) Whoever violates sub. (1) or (2) ~~may be fined not more than \$5,000~~
7 ~~or imprisoned for not more than 7 years and 6 months, or both, for each violation~~ is
8 guilty of a Class H felony.

9 SECTION 115. 343.44 (2) (b) (intro.) of the statutes, as affected by 1997
10 Wisconsin Act 84, is amended to read:

11 343.44 (2) (b) Except as provided in par. (am), any person who violates sub. (1)
12 (b), (c) or (d) ~~shall be fined not more than \$2,500 or imprisoned for not more than one~~
13 ~~year or both~~ is guilty of a Class I felony. In imposing a sentence under this paragraph,
14 or a local ordinance in conformity with this paragraph, the court shall review the
15 record and consider the following:

16 SECTION 116. 344.48 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
17 is amended to read:

18 344.48 (2) Any person violating this section may be fined not more than ~~\$1,000~~
19 \$10,000 or imprisoned for not more than ~~2 years 9 months~~ or both.

20 SECTION 117. 346.17 (3) (a) of the statutes, as affected by 1997 Wisconsin Act
21 283, is amended to read:

22 346.17 (3) (a) Except as provided in par. (b), (c) or (d), any person violating s.
23 346.04 (3) ~~shall be fined not less than \$600 nor more than \$10,000 and may be~~
24 ~~imprisoned for not more than 3 years~~ is guilty of a Class I felony.

1 **SECTION 118.** 346.17 (3) (b) of the statutes, as affected by 1997 Wisconsin Act
2 283, is amended to read:

3 346.17 (3) (b) If the violation results in bodily harm, as defined in s. 939.22 (4),
4 to another, or causes damage to the property of another, as defined in s. 939.22 (28),
5 the person shall be fined ~~not less than \$1,000 nor more than \$10,000 and may be~~
6 ~~imprisoned for not more than 3 years~~ is guilty of a Class H felony.

7 **SECTION 119.** 346.17 (3) (c) of the statutes, as affected by 1997 Wisconsin Act
8 283, is amended to read:

9 346.17 (3) (c) If the violation results in great bodily harm, as defined in s. 939.22
10 (14), to another, the person shall be fined ~~not less than \$1,100 nor more than \$10,000~~
11 ~~and may be imprisoned for not more than 2 years~~ is guilty of a Class F felony.

12 **SECTION 120.** 346.17 (3) (d) of the statutes, as affected by 1997 Wisconsin Act
13 283, is amended to read:

14 346.17 (3) (d) If the violation results in the death of another, the person shall
15 ~~be fined not less than \$1,100 nor more than \$10,000 and may be imprisoned for not~~
16 ~~more than 7 years and 6 months~~ is guilty of a Class E felony.

17 **SECTION 121.** 346.65 (2) (e) of the statutes is amended to read:

18 346.65 (2) (e) Except as provided in par. (f), is guilty of a Class H felony and shall
19 be fined not less than \$600 ~~nor more than \$2,000~~ and imprisoned for not less than
20 6 months ~~nor more than 5 years~~ if the total number of suspensions, revocations and
21 convictions counted under s. 343.307 (1) equals 5 or more, except that suspensions,
22 revocations or convictions arising out of the same incident or occurrence shall be
23 counted as one.

24 **SECTION 122.** 346.65 (5) of the statutes, as affected by 1997 Wisconsin Act 283,
25 is amended to read:

1 346.65 (5) Except as provided in sub. (5m), any person violating s. 346.62 (4)
2 ~~shall be fined not less than \$600 nor more than \$2,000 and may be imprisoned for~~
3 ~~not less than 90 days nor more than 2 years and 3 months is aulvtv of a Class I felony.~~

4 **SECTION 123.** 346.74 (5) (b) of the statutes, as affected by 1997 Wisconsin Act
5 283, is amended to read:

6 **346.74 (5) (b)** Shall ~~May~~ be fined not ~~less than \$300 nor~~ more than \$5,000
7 \$10,000 or imprisoned for not ~~less than 10 days nor~~ more than ~~2 years~~ 9 months or
8 both if the accident involved injury to a person but the person did not suffer great
9 bodily harm.

10 **SECTION 124.** 346.74 (5) (c) of the statutes, as affected by 1997 Wisconsin Act
11 283, is amended to read:

12 **3 4 6 . 7 4 (5) , (c) n / r , . . .**
13 ~~3 years or both~~ Is aulvtv of a Class I felony if the accident involved injury to a person
14 and the person suffered great bodily harm.

15 **SECTION 125.** 346.74 (5) (d) of the statutes, as affected by 1997 Wisconsin Act
16 283, is amended to read:

17 **346.74 (5) (d)** ~~May be fined not more than \$10,000 or imprisoned not more than~~
18 ~~7 years and 6 months or both~~ Is aulvtv of a Class H felony if the accident involved
19 death to a person.

20 **SECTION 126.** 350.11 (2m) of the statutes, as affected by 1997 Wisconsin Act
21 283, is amended to read:

22 **350.11 (2m)** Any person who violates s. 350.135 (1) ~~shall be fined not more than~~
23 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is aulvtv of a Class H felony
24 if the violation causes the death or injury, as defined in s. 30.67 (3) (b), of another
25 person.

1 **SECTION 127.** 446.07 of the statutes, as affected by 1997 Wisconsin Act 283, is
2 amended to read:

3 **446.07 Penalty.** Anyone violating this chapter may be fined not ~~less than \$100~~
4 ~~nor~~ more than ~~\$500~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or
5 both.

6 **SECTION 128.** 447.09 of the statutes, as affected by 1997 Wisconsin Act 283, is
7 amended to read:

8 **447.09 Penalties.** Any person who violates this chapter may be fined not more
9 than \$1,000 or imprisoned for not more than one year in the county jail or both for
10 the first offense and ~~may be fined~~ ~~more than \$2,500 or imprisoned for not more~~
11 ~~than 3 years or both~~ is guilty of a Class I felony for the 2nd or subsequent conviction
12 within 5 years.

13 **SECTION 129.** 450.11 (9) (b) of the statutes, as affected by 1997 Wisconsin Act
14 283, is amended to read:

15 450.11 (9) (b) Any person who delivers, or who possesses with intent to
16 manufacture or deliver, a prescription drug in violation of this section ~~may be fined~~
17 ~~not more than \$10,000 or imprisoned for not more than 7 years and 6 months or both~~
18 is guilty of a Class H felony.

19 **SECTION 130.** 450.14 (5) of the statutes, as affected by 1997 Wisconsin Act 283,
20 is amended to read:

21 450.14 (5) Any person who violates this section ~~may be fined not less than \$100~~
22 ~~nor more than \$1,000 or imprisoned for not less than one year nor more than 7 years~~
23 ~~and 6 months or both~~ is guilty of a Class H felony.

24 **SECTION 131.** 450.15 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
25 is amended to read:

1 450.15 (2) Any person who violates this section ~~may be fined not less than \$100~~
2 ~~nor more than \$1,000 or imprisoned for not less than one year nor more than 7 years~~
3 ~~and 6 months or both~~ is guilty of a Class H felony.

4 **SECTION 132.** 551.58 (1) of the statutes, as affected by 1997 Wisconsin Act 283,
5 is amended to read:

6 551.58 (1) Any person who wilfully violates any provision of this chapter except
7 s. 551.54, or any rule under this chapter, or any order of which the person has notice,
8 or who violates s. 551.54 knowing or having reasonable cause to believe that the
9 statement made was false or misleading in any material respect, ~~may be fined not~~
10 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is
11 guilty of a Class H felony. Each of the acts specified shall constitute a separate
12 offense and a prosecution or conviction for any one of such offenses shall not bar
13 prosecution or conviction for any other offense.

14 **SECTION 133.** 552.19 (1) of the statutes, as affected by 1997 Wisconsin Act 283,
15 is amended to read:

16 552.19 (1) Any person, including a controlling person of an offeror or target
17 company, who wilfully violates this chapter or any rule under this chapter, or any
18 order of which the person has notice, ~~may be fined not more than \$5,000 or~~
19 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
20 felony of the acts specified constitutes a separate offense and a prosecution or
21 conviction for any one of the offenses does not bar prosecution or conviction for any
22 other offense.

23 **SECTION 134.** 553.52 (1) of the statutes, as affected by 1997 Wisconsin Act 283,
24 is' amended to read:

1 553.52 (1) Any person who wilfully violates s. 553.41 (2) to (5) or any order of
2 which the person has notice, or who violates s. 553.41 (1) knowing or having
3 reasonable cause to believe either that the statement made was false or misleading
4 in any material respect or that the failure to report a material event under s. 553.31
5 (1) was false or misleading in any material respect, ~~may be fined not more than~~
6 ~~\$5,000 or imprisoned for not more than 7~~ ~~years and~~ ~~6 months or both~~ is guilty of a
7 Class G felony. Each of the acts specified is a separate offense, and a prosecution or
8 conviction for any one of those offenses does not bar prosecution or conviction for any
9 other offense.

10 **SECTION 135.** 553.52 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
11 is amended to read:

12 553.52 (2) Any person who employs, directly or indirectly, any device, scheme
13 or artifice to defraud in connection with the offer or sale of any franchise or engages,
14 directly or indirectly, in any act, practice, or course of business which operates or
15 would operate as a fraud or deceit upon any person in connection with the offer or
16 sale of any franchise ~~shall be fined not more than \$10,000 or imprisoned for not more~~
17 ~~than 7~~ ~~years and~~ ~~6~~ ~~months or both~~ is guilty of a Class G felony.

18 **SECTION 136.** 562.13 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
19 is amended to read:

20 562.13 (3) Whoever violates s. 562.11 (2) or (3) ~~may be fined not more than~~
21 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class I felony.

22 **SECTION 137.** 562.13 (4) of the statutes, as affected by 1997 Wisconsin Act 283,
23 is amended to read:

1 562.13 (4) Whoever violates s. 562.09, 562.105, 562.11 (4) or 562.12 ~~may be~~
2 ~~fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months~~
3 ~~or both~~ is guilty of a Class H felony

4 **SECTION 138.** 565.50 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
5 is amended to read:

6 565.50 (2) Any person who alters or forges a lottery ticket or share or
7 intentionally utters or transfers an altered or forged lottery ticket or share ~~shall be~~
8 ~~fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months~~
9 ~~or both~~ is guilty of a Class I felony

10 **SECTION 139.** 565.50 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
11 is amended to read:

12 565.50 (3) Any person who possesses an altered or forged lottery ticket or share
13 with intent to defraud shall be fined not more than \$10,000 or imprisoned for not
14 more than ~~3 years~~ 9 months or both.

15 **SECTION 140.** 601.64 (4) of the statutes, as affected by 1997 Wisconsin Act 283,
16 is amended to read:

17 601.64 (4) CRIMINAL PENALTY. Whoever intentionally violates or intentionally
18 permits any person over whom he or she has authority to violate or intentionally aids
19 any person in violating any insurance statute or rule of this state, s. 149.13 or
20 149.144 or any effective order issued under s. 601.41 (4) ~~may~~ is guilty of a Class I
21 felony, unless a specific penalty is provided elsewhere in the statutes, ~~be fined not~~
22 ~~more than \$10,000 if a corporation or if a natural person be fined not more than~~
23 ~~\$5,000 or imprisoned for not more than 4 years and 6 months or both.~~ Intent has the
24 meaning expressed under s. 939.23.

SECTION 141

1 **SECTION 141.** 641.19 (4) (a) of the statutes, as affected by 1997 Wisconsin Act
2 283, is amended to read:

3 641.19 (4) (a) Any person who wilfully violates or fails to comply with any
4 provision of this chapter or the rules promulgated thereunder or who, knowingly,
5 makes a false statement, a false representation of a material fact, or who fails to
6 disclose a material fact in any registration, examination, statement or report
7 required under this chapter or the rules promulgated thereunder, ~~may be fined not~~
8 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is
9 guilty of a Class H felony.

10 **SECTION 142.** 641.19 (4) (b) of the statutes, as affected by 1997 Wisconsin Act
11 283, is amended to read:

12 641.19 (4) (b) Any person who embezzles, steals, or unlawfully and wilfully
13 abstracts or converts to his or her own use or to the use of another, any of the moneys,
14 funds, securities, premiums, credits, property, or other assets of any employe welfare
15 fund, or of any fund connected therewith, ~~shall be fined not more than \$10,000 or~~
16 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
17 felony

18 **SECTION 143.** 765.30 (1) (intro.) of the statutes, as affected by 1997 Wisconsin
19 Act 283, is amended to read:

20 765.30 (1) (intro.) The following ~~shall~~ may be fined not ~~less than \$200 nor~~ more
21 than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

22 **SECTION 144.** 765.30 (2) (intro.) of the statutes, as affected by 1997 Wisconsin
23 Act 283, is amended to read:

24 765.30 (2) (intro.) The following ~~&-&~~ may be fined not ~~less than \$100 nor~~ more
25 than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

1 SECTION 145. 768.07 of the statutes, as affected by 1997 Wisconsin Act 283, is
2 amended to read:

3 **768.07 Penalty.** Any person who violates any provision of this chapter may
4 be fined not less than ~~\$100~~ nor more than ~~\$1,000~~ \$10,000 or imprisoned for not more
5 than ~~2 years~~ 9 months or both.

6 SECTION 146. 783.07 of the statutes, as affected by 1997 Wisconsin Act 283, is
7 amended to read:

8 **783.07 Fine or imprisonment.** Whenever a peremptory mandamus ~~shall be~~
9 is directed to any public officer, body, board or ~~person,~~ commanding the performance
10 of any duty specially enjoined by law, ~~if it shall appear to the court that such and the~~
11 officer or person or any member of ~~such~~ the body or board has, without just excuse,
12 refused or neglected to perform the duty so enjoined ~~the court may impose a fine, not~~
13 ~~exceeding \$5,000, upon every such, the~~ officer, person or member of ~~such~~ the body or
14 board, ~~or sentence the officer, person or member to imprisonment for not more than~~
15 ~~7 years and 6 months~~ is guilty of a Class H felony.

16 SECTION 147. **946.85** (1) of the statutes, as affected by 1997 Wisconsin Act 283,
17 is amended to read:

18 946.85 (1) Any person who engages in a continuing criminal enterprise ~~shall~~
19 ~~be imprisoned for not less than 10 years nor more than 30 years, and fined not more~~
20 ~~than \$10,000 or as provided in s. 946.84 (2). If the court imposes a sentence less than~~
21 ~~the presumptive minimum sentence, it shall place its reasons for doing so on the~~
22 ~~record~~ is guilty of a Class E felony.

23 SECTION 148. 968.31 (1) (intro.) of the statutes, as affected by 1997 Wisconsin
24 Act 283, is amended to read:

1 968.31 (1) (intro.) Except as otherwise specifically provided in ss. 196.63 or
2 968.28 to 968.30, whoever commits any of the acts enumerated in this section ~~may~~
3 ~~be fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months~~
4 ~~or both~~ is guilty of a Class H felony:

5 **SECTION 149.** 968.34 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
6 is amended to read:

7 968.34 (3) Whoever knowingly violates sub. (1) ~~shall~~ may be fined not more
8 than \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both.

9 **SECTION 150.** 968.43 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
10 is amended to read:

11 968.43 (3) Any person who violates an oath or affirmation required by sub. (2)
12 ~~may be imprisoned for not more than 7 years and 6 months~~ is guilty of a Class H
13 felony

14 **SECTION 151.** 977.06 (2) (b) of the statutes, as affected by 1997 Wisconsin Act
15 283, is amended to read:

16 977.06 (2) (b) A person who makes a false representation that he or she does
17 not believe is true for purposes of qualifying for assignment of counsel ~~shall be fined~~
18 ~~not more than \$10,000 or imprisoned for not more than 7 years and 6 months or both~~
19 is guilty of a Class I felony.

20 **SECTION 152. Effective dates.** This act takes effect on December 31, 1999, or
21 on the day after publication, whichever is later, except as follows:

22 (1) The treatment of section 343.44 (2) (b) (intro.) of the statutes takes effect
23 on whichever of the following dates is later:

24 (a) The day after publication.

1 (b) May 1, 2000, or the date stated in the notice published by the secretary of
2 transportation in the Wisconsin Administrative Register under section 85.515 of the
3 statutes, whichever is earlier.

4 (END)