

1           \***-0590/P5.27\*** SECTION 185. 346.175 (5) (a) of the statutes is amended to read:

2           346.175 (5) (a) A vehicle owner or other person found liable under this section  
3 for a violation of s. 346.04 (2t) or (3) shall be required to forfeit not less than \$300 nor  
4 more than \$1,000.

5           \***-3266/P1.121\*** SECTION 186. 346.65 (2) (e) of the statutes is amended to read:

6           346.65 (2) (e) Except as provided in par. (f), is guilty of a Class H felony and shall  
7 be fined not less than \$600 ~~nor more than \$2,000~~ and imprisoned for not less than  
8 6 months ~~nor more than 5 years~~ if the total number of suspensions, revocations and  
9 convictions counted under s. 343.307 (1) equals 5 or more, except that suspensions,  
10 revocations or convictions arising out of the same incident or occurrence shall be  
11 counted as one.

12           \***-3266/P1.122\*** SECTION 187. 346.65 (5) of the statutes, as affected by 1997  
13 Wisconsin Act 283, is amended to read:

14           346.65 (5) Except as provided in sub. (5m), any person violating s. 346.62 (4)  
15 ~~shall be fined not less than \$600 nor more than \$2,000 and may be imprisoned for~~  
16 ~~not less than 90 days nor more than 2 years and 3 months~~ is guilty of a Class I felony.

17           \***-3266/P1.123\*** SECTION 188. 346.74 (5) (b) of the statutes, as affected by 1997  
18 Wisconsin Act 283, is amended to read:

19           346.74 (5) (b) ~~Shall~~ May be fined not less than ~~\$300 nor~~ more than \$5,000  
20 \$10,000 or imprisoned ~~for not less than 10 days nor~~ more than 2 years 9 months or  
21 both if the accident involved injury to a person but the person did not suffer great  
22 bodily harm.

23           \***-3266/P1.124\*** SECTION 189. 346.74 (5) (c) of the statutes, as affected by 1997  
24 Wisconsin Act 283, is amended to read:

1 346.74 (5) (c) ~~May be fined not more than \$10,000 or imprisoned not more than~~  
2 ~~3 years or both~~ Is guilty of a Class I felony if the accident involved injury to a person  
3 and the person suffered great bodily harm.

4 **\*-3266/P1.125\*** SECTION 190. 346.74 (5) (d) of the statutes, as affected by 1997  
5 Wisconsin Act 283, is amended to read:

6 3 4 6 . 7 4 (5) (d) n / r , . ,  
7 ~~7 years and 6 months or both~~ Is guilty of a Class H felony if the accident involved  
8 death to a person.

9 **\*-3266/P1.126\*** SECTION 191. 350.11 (2m) of the statutes, as affected by 1997  
10 Wisconsin Act 283, is amended to read:

11 350.11 (2m) Any person who violates s. 350.135 (1) ~~shall be fined not more than~~  
12 ~~\$10,000 or imprisoned for not more than 3 years~~ both is euiltv of a Class H felony  
13 if the violation causes the death or injury, as defined in s. 30.67 (3) (b), of another  
14 person.

15 SECTION 192. 351.07 (2) (b) of the statutes is ~~amended to read~~ repealed.

16 ~~351.07 (2) (b) In lieu of the otherwise applicable penalties for the commission~~  
17 ~~of the offenses enumerated in s. 351.02 (1) (a) and (b), if a person who is issued an~~  
18 ~~occupational license as provided by sub. (1) or (1m) and who is convicted of an offense~~  
19 ~~under s. 351.02 (1) (a) or (b) as provided in par. (a) may be required to pay not more~~  
20 ~~than 200% of the maximum forfeiture or fine applicable to the offense or may be~~  
21 ~~imprisoned for not more than 2 times and the maximum period of imprisonment~~  
22 ~~applicable to the offense or both are doubled.~~

23 **\*-3266/P1.127\*** SECTION 193. 446.07 of the statutes, as affected by 1997  
24 Wisconsin Act 283, is amended to read:

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1           **446.07 Penalty.** Anyone violating this chapter may be fined not ~~less than \$100~~  
2 ~~nor more than \$500 \$10,000~~ or imprisoned for not more than ~~2 years 9 months~~ or  
3 both.

4           \***-3266/P1.128\*** SECTION 194. **447.09** of the statutes, as affected by 1997  
5 Wisconsin Act 283, is amended to read:

6           **447.09 Penalties.** Any person who violates this chapter may be fined not more  
7 than \$1,000 or imprisoned for not more than one year in the county jail or both for  
8 the first offense and ~~may be fined not more than \$2,500 or imprisoned for not more~~  
9 ~~than 3 years or both~~ is guilty of a Class I felony for the 2nd or subsequent conviction  
10 within 5 years.

11           \***-3266/P1.129\*** SECTION 195. 450.11 (9) (b) of the statutes, as affected by 1997  
12 Wisconsin Act 283, is amended to read:

13           450.11 (9) (b) Any person who delivers, or who possesses with intent to  
14 manufacture or deliver, a prescription drug in violation of this section ~~may be fined~~  
15 ~~not more than \$10,000 or imprisoned for not more than 7 years and 6 months or both~~  
16 is guilty of a Class H felony.

17           \***-3266/P1.130\*** SECTION 196. 450.14 (5) of the statutes, as affected by 1997  
18 Wisconsin Act 283, is amended to read:

19           450.14 (5) Any person who violates this section ~~may be fined not less than \$100~~  
20 ~~nor more than \$1,000 or imprisoned for not less than one year nor more than 7 years~~  
21 ~~and 6 months or both~~ is guilty of a Class H felony.

22           \***-3266/P1.131\*** SECTION 197. 450.15 (2) of the statutes, as affected by 1997  
23 Wisconsin Act 283, 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           \***-3266/P1.132\*** SECTION 198. 551.58 (1) of the statutes, as affected by 1997  
5 Wisconsin Act 283, 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           \***-3266/P1.133\*** SECTION 199. 552.19 (1) of the statutes, as affected by 1997  
15 Wisconsin Act 283, 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           \***-3266/P1.134\*** SECTION 200. 553.52 (1) of the statutes, as affected by 1997  
24 Wisconsin Act 283, 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           **\*-3266/P1.135\*** SECTION 201. 553.52 (2) of the statutes, as affected by 1997  
11 Wisconsin Act 283, 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           **\*-3266/P1.136\*** SECTION 202. 562.13 (3) of the statutes, as affected by 1997  
19 Wisconsin Act 283, 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           **\*-3266/P1.137\*** SECTION 203. 562.13 (4) of the statutes, as affected by 1997  
23 Wisconsin Act 283, 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           \***-3266/P1.138\*** SECTION 204. 565.50 (2) of the statutes, as affected by 1997  
5 Wisconsin Act 283, 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          \***-3266/P1.139\*** SECTION 205. 565.50 (3) of the statutes, as affected by 1997  
11 Wisconsin Act 283, 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          \***-3266/P1.140\*** SECTION 206. 601.64 (4) of the statutes, as affected by 1997  
16 Wisconsin Act 283, 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.

1           \***-3266/P1.141\*** SECTION 207. 641.19 (4) (a) of the statutes, as affected by 1997  
2 Wisconsin Act 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          \***-3266/P1.142\*** SECTION 208. 641.19 (4) (b) of the statutes, as affected by 1997  
11 Wisconsin Act 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          \***-0590/P5.28\*** SECTION 209. 753.061 (2m) of the statutes is amended to read:

19          753.061 (2m) The chief judge of the 1st judicial administrative district is  
20 authorized to designate 4 circuit court branches to primarily handle violent crime  
21 cases that involve a violation of s. 939.63, if a felony is committed while armed, and  
22 of ss. 940.01 to 940.03, 940.05, 940.06, 940.225, 943.23 (lg), ~~(1m)~~ and ~~(1r)~~ and 943.32  
23 (2). If the circuit court branches are designated under this subsection, 2 shall begin  
24 to primarily handle violent crime cases on September 1, 1991, and 2 shall begin to  
25 primarily handle violent crime cases on August 1, 1992.

1           \***-3266/P1.143\*** SECTION 210. 765.30 (1) (intro.) of the statutes, as affected by  
2 1997 Wisconsin Act 283, is amended to read:

3           765.30 (1) (intro.) The following ~~shall~~ may be fined not ~~less than \$200 nor more~~  
4 than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

5           \***-3266/P1.144\*** SECTION 211. 765.30 (2) (intro.) of the statutes, as affected by  
6 1997 Wisconsin Act 283, is amended to read:

7           765.30 (2) (intro.) The following ~~shall~~ may be fined not ~~less than \$100 nor more~~  
8 than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

9           \***-3266/P1.145\*** SECTION 212. 768.07 of the statutes, as affected by 1997  
10 Wisconsin Act 283, is amended to read:

11           **768.07 Penalty**, Any person who violates any provision of this chapter may  
12 be fined not ~~less than \$100 nor more than \$1,000~~ \$10,000 or imprisoned for not more  
13 than ~~2 years~~ 9 months or both.

14           \***-3266/P1.146\*** SECTION 213. 783.07 of the statutes, as affected by 1997  
15 Wisconsin Act 283, is amended to read:

16           **783.07 Fine or imprisonment**. Whenever a peremptory mandamus ~~shall be~~  
17 is 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~~ 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 in 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.~~

24           \***-2889/P3.11\*** SECTION 214. 801.50 (5) of the statutes is amended to read:



1           801.50 (5) Venue of an action for certiorari to review a probation, extended  
2 supervision or parole revocation, a denial by a program review committee under s.  
3 302.113 (9g) of a petition for modification of a bifurcated sentence or a refusal of  
4 parole ~~by certiorari~~ shall be the county in which the relator was last convicted of an  
5 offense for which the relator was on probation, extended supervision or parole or for  
6 which the relator is currently incarcerated.

7           \***-2889/P3.12\*** SECTION 215. 801.50 (5c) of the statutes is created to read:

8           801.50 (5c) Venue of an action for certiorari brought by the department of  
9 corrections under s. 302.113 (9) (d) or 302.114 (9) (d) to review a decision to not revoke  
10 extended supervision shall be in the county in which the person on extended  
11 supervision was convicted of the offense for which he or she is on extended  
12 supervision.

13           \***-3370/P2.5\*** SECTION 216. 911.01 (4) (c) of the statutes is amended to read:

14           911.01 (4) (c) ***Miscellaneous proceedings.*** Proceedings for extradition or  
15 rendition; sentencing, ~~or~~ granting or revoking probation, modification of a bifurcated  
16 sentence under s. 302.113 (9g), issuance of arrest warrants, criminal summonses and  
17 search warrants; proceedings under s. 971.14 (1) (c); proceedings with respect to  
18 pretrial release under ch. 969 except where habeas corpus is utilized with respect to  
19 release on bail or as otherwise provided in ch. 969.

20           \***-0590/P5.29\*** SECTION 217. 938.208 (1) (a) of the statutes is amended to read:

21           938.208 (1) (a) Probable cause exists to believe that the juvenile has committed  
22 a delinquent act that would be a felony under s. 940.01, 940.02, 940.03, 940.05,  
23 940.19 (2) to (6), 940.21, 940.225 (1), 940.31, 941.20 (3), 943.02 (l), 943.23 (lg), ~~(1m)~~  
24 ~~or (1r)~~, 943.32 (2), 947.013 (It), (1v) or (lx), 948.02 (1) or (2), 948.025 or 948.03 if  
25 committed by an adult.

1           \*~~0590/P5.30~~\* SECTION 218. 938.34 (4h) (a) of the statutes is amended to read:

2           938.34 (4h) (a) The juvenile is 14 years of age or over and has been adjudicated  
3 delinquent for committing a violation of s. 939.31, 939.32 (1) (a), 940.03, 940.21,  
4 940.225 (1), 940.305, 940.31, 941.327 (2) (b) 4., 943.02, 943.10 (2), 943.23 (lg), ~~(1m)~~  
5 ~~or (1r)~~, 943.32(2), 948.02 (1), 948.025, (1) or 948.30(2), ~~948.35(1)(b) or 948.36~~ or the  
6 juvenile is 10 years of age or over and has been adjudicated delinquent for attempting  
7 or committing a violation of s. 940.01 or for committing a violation of 940.02 or  
8 940.05.

9           \*~~0590/P5.31~~\* SECTION 219. 938.34 (4m) (b) 1. of the statutes is amended to  
10 read:

11           938.34 (4m) (b) 1. The juvenile has committed a delinquent act that would be  
12 a felony under s. 940.01, 940.02, 940.03, 940.05, 940.19 (2) to (6), 940.21, 940.225(1),  
13 940.31, 941.20 (3), 943.02 (1), 943.23 (1g), ~~(1m) or (1r)~~, 943.32 (2), 947.013 (1t), (1v)  
14 or (1x), 948.02 (1) or (2), 948.025 or 948.03 if committed by an adult.

15           \*~~0590/P5.32~~\* SECTION 220. 938.355 (2d) (b) 3. of the statutes is amended to  
16 read:

17           938.355 (2d) (b) 3. That the parent has committed a violation of s. 940.19 (3) ✓ 1997 stats. or  
18 ~~(3)~~, (4) or (5), 940.225 (1) or (2), 948.02 (1) or (2), 948.025 or 948.03 (2) (a) or (3) (a)  
19 or a violation of the law of any other state or federal law, if that violation would be  
20 a violation of s. 940.19 (2), ~~(3)~~, (4) or (5), 940.225 (1) or (2), 948.02 (1) or (2), 948.025  
21 or 948.03 (2) (a) or (3) (a) if committed in this state, and that the violation resulted  
22 in great bodily harm, as defined in s. ~~938.22~~ 939.22 (14), or in substantial bodily  
23 harm, as defined in s. ~~938.22~~ 939.22 (38), to the juvenile or another child of the  
24 parent.

25           \*~~0590/P5.33~~\* SECTION 221. 938.355 (4) (b) of the statutes is amended to read:

1           938.355 (4) (b) An order under s. 938.34 (4d), (4h) or (4m) for which a juvenile  
2 has been adjudicated delinquent is subject to par. (a), except that the judge may make  
3 an order under s. 938.34 (4d) or (4m) apply for up to 2 years or until the juvenile's 18th  
4 birthdate, whichever is earlier and the judge shall make an order under s. 938.34 (4h)  
5 apply for 5 years, if the juvenile is adjudicated delinquent for committing an act that  
6 would be punishable as a Class B or C felony if committed by an adult, or until the  
7 juvenile reaches 25 years of age, if the juvenile is adjudicated delinquent for  
8 committing an act that would be punishable as a Class A felony if committed by an  
9 adult.

10           \***-0590/P5.34\*** SECTION 222. 938.78 (3) of the statutes is amended to read:

11           938.78 (3) If a juvenile adjudged delinquent under s. 48.12, 1993 stats., or s.  
12 938.12 or found to be in need of protection or services under s. 48.13 (12), 1993 stats.,  
13 or s. 48.13 (14), 1993 stats., or s. 938.13 (12) or (14) on the basis of a violation of s.  
14 943.23 (1m) or (1r), 1997 Stats., or s. ✓  
15 941.10, 941.11, 941.20, 941.21, 941.23, 941.235, 941.237, 941.24, 941.26, 941.28,  
16 941.295, 941.298, 941.30, 941.31, 941.32, 941.325, 943.02, 943.03, 943.04, 943.10 (2)  
17 (a), 943.23 (1g), ~~(1m) or (1r)~~, 943.32 (2), 948.02, 948.025, 948.03, 948.05, 948.055,  
18 948.60, 948.605 or 948.61 or any crime specified in ch. 940 has escaped from a secured  
19 correctional facility, child caring institution, inpatient facility, as defined in s. 51.01  
20 (10), secure detention facility or juvenile portion of a county jail, or from the custody  
21 of a peace officer or a guard of such a facility, institution or jail, or has been allowed  
22 to leave a secured correctional facility, child caring institution, inpatient facility,  
23 secure detention facility or juvenile portion of a county jail for a specified time period  
24 and is absent from the facility, institution or jail for more than 12 hours after the  
25 expiration of the specified period, the department or county department having  
supervision over the juvenile may release the juvenile's name and any information

1 about the juvenile that is necessary for the protection of the public or to secure the  
2 juvenile's return to the facility, institution or jail. The department of corrections  
3 shall promulgate rules establishing guidelines for the release of the juvenile's name  
4 or information about the juvenile to the public.

5 SECTION 223. 939.22 (21) (d) of the statutes is amended to read:

6 939.22 (21) (d) Battery, ~~substantial-battery or aggravated-battery~~, as  
7 prohibited in s. 940.19 or 940.195.

8 \*-0590/P5.35\* SECTION 224. 939.30 (1) of the statutes is amended to read:

9 939.30 (1) Except as provided in sub. (2) and ma961.455, whoever,  
10 with intent that a felony be committed, advises another to commit that crime under  
11 circumstances that indicate unequivocally that he or she has the intent is guilty of  
12 a Class ~~D~~ H felony.

13 \*-0590/P5.36\* SECTION 225. 939.30 (2) of the statutes is amended to read:

14 939.30 (2) For a solicitation to commit a crime for which the penalty is life  
15 imprisonment, the actor is guilty of a Class ~~C~~ F felony. For a solicitation to commit  
16 a Class ~~E~~ I felony, the actor is guilty of a Class ~~E~~ I felony.

17 SECTION 226. 939.32 (1) (b) of the statutes is repealed.

18 \*-0590/P5.37\* SECTION 227. 939.50 (1) (intro.) of the statutes is amended to  
19 read:

20 939.50 (1) (intro.) ~~Except as provided in ss. 946.83 and 946.85, felonies~~ Felonies  
21 in ~~chs. 939-k-951~~ the statutes are classified as follows:

22 \*-0590/P5.38\* SECTION 228. 939.50 (1) (bc) of the statutes is repealed.

23 \*-0590/P5.39\* SECTION 229. 939.50 (1) (f) of the statutes is created to read:

24 939.50 (1) (f) Class F felony.

25 \*-0590/P5.40\* SECTION 230. 939.50 (1) (g) of the statutes is created to read:

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80-17

1 939.50 (1) (g) Class G felony.

2 **\*-0590/P5.41\*** SECTION 231. 939.50 (1) (h) of the statutes is created to read:

3 939.50 (1) (h) Class H felony.

4 **\*-0590/P5.42\*** SECTION 232. 939.50 (1) (i) of the statutes is created to read:

5 939.50 (1) (i) Class I felony.

6 **\*-0590/P5.43\*** SECTION 233. 939.50 (2) of the statutes is amended to read:

7 939.50 (2) A felony is a Class A, B, ~~BC~~, C, D ~~or~~, E, F, G, H or I felony when it  
8 is so specified in ~~chs. 939 to 951~~ the statutes.

9 **\*-0590/P5.44\*** SECTION 234. 939.50 (3) (bc) of the statutes, as affected by 1997  
10 Wisconsin Act 283, is repealed.

11 **\*-0590/P5.45\*** SECTION 235. 939.50 (3) (c) of the statutes, as affected by 1997  
12 Wisconsin Act 283, is amended to read:

13 939.50 (3) (c) For a Class C felony, a fine not to exceed ~~\$10,000~~ \$100,000 or  
14 imprisonment not to exceed ~~15~~ 40 years, or both.

15 **\*-0590/P5.46\*** SECTION 236. 939.50 (3) (d) of the statutes, as affected by 1997  
16 Wisconsin Act 283, is amended to read:

17 939.50 (3) (d) For a Class D felony, a fine not to exceed ~~\$10,000~~ \$100,000 or  
18 imprisonment not to exceed ~~10~~ 25 years, or both.

19 **\*-0590/P5.47\*** SECTION 237. 939.50 (3) (e) of the statutes, as affected by 1997  
20 Wisconsin Act 283, is amended to read:

21 939.50 (3) (e) For a Class E felony, a fine not to exceed ~~\$10,000~~ \$50,000 or  
22 imprisonment not to exceed 5 15 years, or both.

23 **\*-0590/P5.48\*** SECTION 238. 939.50 (3) (f) of the statutes is created to read:

24 939.50 (3) (f) For a Class F felony, a fine not to exceed \$25,000 or imprisonment  
25 not to exceed 12 years and 6 months, or both.

1           **\*-0590/P5.49\*** SECTION 239. 939.50 (3) (g) of the statutes is created to read:  
2           939.50 (3) (g) For a Class G felony, a fine not to exceed \$25,000 or imprisonment  
3 not to exceed 10 years, or both.

4           **\*-0590/P5.50\*** SECTION 240. 939.50 (3) (h) of the statutes is created to read:  
5           939.50 (3) (h) For a Class H felony, a fine not to exceed \$10,000 or imprisonment  
6 not to exceed 6 years, or both.

7           **\*-0590/P5.51\*** SECTION 241. 939.50 (3) (i) of the statutes is created to read:  
8           939.50 (3) (i) For a Class I felony, a fine not to exceed \$10,000 or imprisonment  
9 not to exceed 3 years and 6 months, or both.

10          **\*-0590/P5.52\*** SECTION 242. 939.615 (7) (b) 2. of the statutes is amended to  
11 read:

12          939.615 (7) (b) 2. Whoever violates par. (a) is guilty of a Class ~~E~~ I felony if the  
13 same conduct that violates par. (a) also constitutes a crime that is a felony.

14          **\*-0590/P5.53\*** SECTION 243. 939.615 (7) (c) of the statutes is repealed.

15          **\*-0590/P5.54\*** SECTION 244. 939.62 (1) (a) of the statutes is amended to read:  
16          939.62 (1) (a) A maximum term of one year or less may be increased to not more  
17 than 8 2 years.

18          **\*-0590/P5.55\*** SECTION 245. 939.62 (1) (b) of the statutes is amended to read:  
19          939.62 (1) (b) A maximum term of more than one year but not more than 10  
20 years may be increased by not more than 2 years if the prior convictions were for  
21 misdemeanors and by not more than ~~6~~ 4 years if the prior conviction was for a felony.

22          **\*-0590/P5.56\*** SECTION 246. 939.62 (1) (c) of the statutes is amended to read:  
23          939.62 (1) (c) A maximum term of more than 10 years may be increased by not  
24 more than 2 years if the prior convictions were for misdemeanors and by not more  
25 than ~~10~~ 6 years if the prior conviction was for a felony.

*that is a Class A, B or C felony or, if the felony was committed before December 31, 1999, that was* SECTION 247

1 \***-0590/P5.57**\* SECTION 247. 939.62 (2m) (a) 2m. a. of the statutes is amended  
2 to read:

3 **939.62 (2m) (a) 2m. a.** Any ~~Class A, B or C~~ felony under s. 961.41 (1), (1m) or  
4 (1x) if the felony is ~~punishable by a maximum prison term of 30 years or more.~~ plain

5 \***-0590/P5.58**\* SECTION 248. 939.62 (2m) (a) 2m. b. of the statutes is amended  
6 to read: 1997 stats., s. 940.09 (1), 943.23 (1m) or (1r), 948.35 (1) (b) or (c) or s. 948.36, 1997 stats.,

7 939.62 (2m) (a) 2m. b. Any felony under s. 940.01, 940.02, 940.03, 940.05,  
8 940.09 (1) (1c), 940.16, 940.19 (5), 940.195 (5), 940.21, 940.225 (1) or (2), 940.305,  
9 940.31, 941.327 (2) (b) 4., 943.02, 943.10 (2), 943.23 (lg), (1m) or (1r), 943.32 (2),  
10 946.43, 948.02 (1) or (2), 948.025, 948.03 (2) (a) or (c), 948.05, 948.06, 948.07, 948.08,  
11 or 948.30 (2), 948.35 (1) (b) or (c) or 948.36

12 \***-0590/P5.59**\* SECTION 249. 939.622 of the statutes is repealed.

13 \***-0590/P5.60**\* SECTION 250. 939.623 of the statutes is repealed.

14 \***-0590/P5.61**\* SECTION 251. 939.624 of the statutes is repealed.

15 \***-0590/P5.62**\* SECTION 252. 939.625 of the statutes is repealed.

16 SECTION 253. 939.63 (1) of the statutes is renumbered 939.63, and 939.63 (1)  
17 (d), (2) and (3), as renumbered, are amended to read:

18 939.63 (1) (d) The maximum term of imprisonment for a felony not specified  
19 in ~~subd. 2. or 3.~~ par (b) or (c) may be increased by not more than 3 years.

20 (2) The increased penalty provided in this ~~subsection~~ section does not apply if  
21 possessing, using or threatening to use a dangerous weapon is an essential element  
22 of the crime charged.

23 (3) This ~~subsection~~ section applies only to crimes specified under chs. 939 to  
24 951 and 961.

25 SECTION 254. 939.63 (2) of the statutes is repealed.

1           **\*-0590/P5.63\*** SECTION 255. 939.632 (1) (e) 1. of the statutes is amended to  
2 read:

3           939.632 (1) (e) 1. Any felony under s. 940.01, 940.02, 940.03, 940.05, 940.09 ~~(1)~~  
4 ~~(1c)~~, 940.19 (2), ~~(3)~~, (4) or (5), 940.21, 940.225 (1), (2) or (3), 940.305, 940.31, 941.20,  
5 941.21, 943.02, 943.06, 943.10 (2), 943.23 (lg), ~~(1m) or (1r)~~, 943.32 (2), 948.02 (1) or  
6 (2), 948.025, 948.03 (2) (a) or (c), 948.05, 948.055, 948.07, 948.08, or 948.30(2), ~~948.35~~  
7 ~~(1) (b) or (c) or 948.36.~~

8           **SECTION 256.** 939.632 (2) of the statutes is amended to read:

9           939.632 (2) If a person commits a violent crime in a school zone, the maximum  
10 ~~period~~ term of imprisonment is increased as follows:

11           (a) If the violent crime is a felony, the maximum ~~period~~ term of imprisonment  
12 is increased by 5 years.

13           (b) If the violent crime is a misdemeanor, the maximum ~~period~~ term of  
14 imprisonment is increased by 3 months and the place of imprisonment is the county  
15 jail.

16           **\*-0590/P5.64\*** SECTION 257. 939.635 of the statutes is repealed.

17           **\*-0590/P5.65\*** SECTION 258. 939.64 of the statutes is repealed.

18           **\*-0590/P5.66\*** SECTION 259. 939.641 of the statutes is repealed.

19           **SECTION 260.** 939.645 (2) of the statutes is amended to read:

20           939.645 (2) (a) If the crime committed under sub. (1) is ordinarily a  
21 misdemeanor other than a Class A misdemeanor, the revised maximum fine is  
22 \$10,000 and the revised maximum ~~period~~ term of imprisonment is one year in the  
23 county jail.

24           (b) If the crime committed under sub. (1) is ordinarily a Class A misdemeanor,  
25 the penalty increase under this section changes the status of the crime to a felony and



1 the revised maximum fine is \$10,000 and the revised maximum ~~period~~ term of  
2 imprisonment is 2 years.

3 (c) If the crime committed under sub. (1) is a felony, the maximum fine  
4 prescribed by law for the crime may be increased by not more than \$5,000 and the  
5 maximum ~~period~~ term of imprisonment prescribed by law for the crime may be  
6 increased by not more than 5 years.

7 **\*-0590/P5.67\*** SECTION 261. 939.646 of the statutes is repealed.

8 **\*-0590/P5.68\*** SECTION 262. 939.647 of the statutes is repealed.

9 **\*-0590/P5.69\*** SECTION 263. 939.648 of the statutes is repealed.

10 **\*-0590/P5.70\*** SECTION 264. 939.72 (1) of the statutes is amended to read:

11 939.72 (1) Section ~~939.30, 948.35 or 948.36~~ for solicitation and s. 939.05 as a  
12 party to a crime which is the objective of the solicitation; or

13 **\*-0590/P5.71\*** SECTION 265. 939.75 (1) of the statutes is amended to read:

14 939.75 (1) In this section and ss. 939.24 (1), 939.25 (1), 940.01 (1) (b), 940.02  
15 (lm), 940.05 (2g) and (2h), 940.06 (2), 940.08 (2), 940.09 (1) (c) to (e), ~~(1b)~~ and (lg) (c)  
16 and (d), 940.10 (2), 940.195, 940.23 (1) (b) and (2) (b), 940.24 (2) and 940.25 (1) (c) to  
17 (e) ~~and (1b)~~, "unborn child" means any individual of the human species from  
18 fertilization until birth that is gestating inside a woman.

19 **\*-0590/P5.72\*** SECTION 266. 940.02 (2) (intro.) of the statutes is amended to  
20 read:

21 940.02 (2) (intro.) Whoever causes the death of another human being under any  
22 of the following circumstances is guilty of a Class ~~B~~ C felony:

23 **\*-0590/P5.73\*** SECTION 267. 940.03 of the statutes is amended to read:

24 940.03 Felony murder. Whoever causes the death of another human being  
25 while committing or attempting to commit a crime specified in s. 940.225 (1) or (2)

1 (a), 943.02, 943.10 (2), ~~943.23 (1g)~~ or 943.32 (2) may be imprisoned for not more than  
2 ~~20~~ 15 years in excess of the maximum ~~period~~ term of imprisonment provided by law  
3 for that crime or attempt.

4 **\*-0590/P5.74\*** SECTION 268. 940.04 (1) of the statutes is amended to read:

5 940.04 (1) Any person, other than the mother, who intentionally destroys the  
6 life of an unborn child ~~may be fined not more than \$5,000 or imprisoned not more~~  
7 ~~than 3 years or both~~ is guilty of a Class H felony.

8 **\*-0590/P5.75\*** SECTION 269. 940.04 (2) (intro.) of the statutes is amended to  
9 read:

10 940.04 (2) (intro.) Any person, other than the mother, who does either of the  
11 following ~~may be imprisoned not more than 15 years~~ is guilty of a Class E felony:

12 **\*-0590/P5.76\*** SECTION 270. 940.04 (4) of the statutes is amended to read:

13 940.04 (4) Any pregnant woman who intentionally destroys the life of her  
14 unborn quick child or who consents to such destruction by another ~~may be~~  
15 ~~imprisoned not more than 2 years~~ is guilty of a Class I felony.

16 **\*-0590/P5.77\*** SECTION 271. 940.06 (1) of the statutes is amended to read:

17 940.06 (1) Whoever recklessly causes the death of another human being is  
18 guilty of a Class ~~C~~ D felony.

19 **\*-0590/P5.78\*** SECTION 272. 940.06 (2) of the statutes is amended to read:

20 940.06 (2) Whoever recklessly causes the death of an unborn child is guilty of  
21 a Class ~~C~~ D felony,

22 **\*-0590/P5.79\*** SECTION 273. 940.07 of the statutes is amended to read:

23 **940.07 Homicide resulting from negligent control of vicious animal.**

24 Whoever knowing the vicious propensities of any animal intentionally allows it to go  
25 at large or keeps it without ordinary care, if such animal, while so at large or not

1 confined, kills any human being who has taken all the precautions which the  
2 circumstances may permit to avoid such animal, is guilty of a Class ~~C~~ G felony.

3 **\*-0590/P5.80\*** SECTION 274. 940.08 (1) of the statutes is amended to read:

4 940.08 (1) Whoever causes the death of another human being by the negligent  
5 operation or handling of a dangerous weapon, explosives or fire is guilty of a Class  
6 ~~D~~ G felony.

7 **\*-0590/P5.81\*** SECTION 275. 940.08 (2) of the statutes is amended to read:

8 940.08 (2) Whoever causes the death of an unborn child by the negligent  
9 operation or handling of a dangerous weapon, explosives or fire is guilty of a Class ~~D~~  
10 G felony.

11 **\*-0590/P5.82\*** SECTION 276. 940.09 (1) (intro.) of the statutes is amended to  
12 read:

13 940.09 (1) (intro.) Any person who does any of the following ~~is guilty of a Class~~  
14 ~~B felony~~ may be nenalized as nrovided in sub. (1c):

15 **\*-0590/P5.83\*** SECTION 277. 940.09 (1b) of the statutes is repealed.

16 **\*-0590/P5.84\*** SECTION 278. 940.09 (1c) of the statutes is created to read:

17 940.09 (1c) (a) Except as provided in par. (b), a person who violates sub. (1) is  
18 guilty of a Class D felony.

19 (b) A person who violates sub. (1) is guilty of a Class C felony if the person has  
20 one or more prior convictions, suspensions or revocations, as counted under s.  
21 343.307 (2).

22 **\*-0590/P5.85\*** SECTION 279. 940.10 (1) of the statutes is amended to read:

23 940.10 (1) Whoever causes the death of another human being by the negligent  
24 operation or handling of a vehicle is guilty of a Class ~~E~~ G felony.

25 **\*-0590/P5.86\*** SECTION 280. 940.10 (2) of the statutes is amended to read:

1           940.10 (2) Whoever causes the death of an unborn child by the negligent  
2 operation or handling of a vehicle is guilty of a Class **E G** felony.

3           \***-0590/P5.87\*** SECTION 281. 940.11 (1) of the statutes is amended to read:

4           940.11 (1) Whoever mutilates, disfigures or dismembers a corpse, with intent  
5 to conceal a crime or avoid apprehension, prosecution or conviction for a crime, is  
6 guilty of a Class **C F** felony.

7           \***-0590/P5.88\*** SECTION 282. 940.11 (2) of the statutes is amended to read:

8           940.11 (2) Whoever hides or buries a corpse, with intent to conceal a crime or  
9 avoid apprehension, prosecution or conviction for a crime, is guilty of a Class **D G**  
10 felony.

11           \***-0590/P5.89\*** SECTION 283. 940.12 of the statutes is amended to read:

12           **940.12 Assisting suicide.** Whoever with intent that another take his or her  
13 own life assists such person to commit suicide is guilty of a Class **D H** felony.

14           \***-0590/P5.90\*** SECTION 284. 940.15 (2) of the statutes is amended to read:

15           940.15 (2) Whoever intentionally performs an abortion after the fetus or  
16 unborn child reaches viability, as determined by reasonable medical judgment of the  
17 woman's attending physician, is guilty of a Class **E I** felony.

18           \***-0590/P5.91\*** SECTION 285. 940.15 (5) of the statutes is amended to read:

19           940.15 (5) Whoever intentionally performs an abortion and who is not a  
20 physician is guilty of a Class **E I** felony.

21           \***-0590/P5.92\*** SECTION 286. 940.15 (6) of the statutes is amended to read:

22           940.15 (6) Any physician who intentionally performs an abortion under sub.  
23 (3) shall use that method of abortion which, of those he or she knows to be available,  
24 is in his or her medical judgment most likely to preserve the life and health of the  
25 fetus or unborn child. Nothing in this subsection requires a physician performing

1 an abortion to employ a method of abortion which, in his or her medical judgment  
2 based on the particular facts of the case before him or her, would increase the risk  
3 to the woman. Any physician violating this subsection is guilty of a Class ~~E~~ I felony.

4 **\*-0590/P5.93\*** SECTION 287. 940.19 (2) of the statutes is amended to read:

5 940.19 (2) Whoever causes substantial bodily harm to another by an act done  
6 with intent to cause bodily harm to that person or another is guilty of a Class ~~E~~ I  
7 felony.

8 **\*-0590/P5.94\*** SECTION 288. 940.19 (3) of the statutes is repealed.

9 **\*-0590/P5.95\*** SECTION 289. 940.19 (4) of the statutes is amended to read:

10 940.19 (4) Whoever causes great bodily harm to another by an act done with  
11 intent to cause bodily harm to that person or another is guilty of a Class ~~D~~ H felony.

12 **\*-0590/P5.96\*** SECTION 290. 940.19 (5) of the statutes is amended to read:

13 940.19 (5) Whoever causes great bodily harm to another by an act done with  
14 intent to cause ~~either substantial bodily harm or great bodily harm~~ to that person  
15 or another is guilty of a Class ~~C~~ E felony.

16 **\*-0590/P5.97\*** SECTION 291. 940.19 (6) (intro.) of the statutes is amended to  
17 read:

18 940.19 (6) (intro.) Whoever intentionally causes bodily harm to another by  
19 conduct that creates a substantial risk of great bodily harm is guilty of a Class ~~D~~ H  
20 felony. A rebuttable presumption of conduct creating a substantial risk of great  
21 bodily harm arises:

22 **\*-0590/P5.98\*** SECTION 292. 940.195 (2) of the statutes is amended to read:

23 940.195 (2) Whoever causes substantial bodily harm to an unborn child by an  
24 act done with intent to cause bodily harm to that unborn child, to the woman who is  
25 pregnant with that unborn child or another is guilty of a Class ~~E~~ I felony.

1           \***-0590/P5.99\*** SECTION 293. 940.195 (3) of the statutes is repealed.

2           \***-0590/P5.100\*** SECTION 294. 940.195 (4) of the statutes is amended to read:

3           940.195 (4) Whoever causes great bodily harm to an unborn child by an act  
4 done with intent to cause bodily harm to that unborn child, to the woman who is  
5 pregnant with that unborn child or another is guilty of a Class ~~D~~ H felony.

6           \***-0590/P5.101\*** SECTION 295. 940.195 (5) of the statutes is amended to read:

7           940.195 (5) Whoever causes great bodily harm to an unborn child by an act  
8 done with intent to cause ~~either s. 940.195 (4) or~~ ~~partial bodily harm~~ or great bodily harm to that  
9 unborn child, to the woman who is pregnant with that unborn child or another is  
10 guilty of a Class ~~C~~ E felony.

11          \***-0590/P5.102\*** SECTION 296. 940.195 (6) of the statutes is repealed.

12          \***-0590/P5.103\*** SECTION 297. 940.20 (1) of the statutes is amended to read:

13          940.20 (1) **BATTERY BY PRISONERS.** Any prisoner confined to a state prison or  
14 other state, county or municipal detention facility who intentionally causes bodily  
15 harm to an officer, employe, visitor or another inmate of such prison or institution,  
16 without' his or her consent, is guilty of a Class ~~D~~ H felony.

17          \***-0590/P5.104\*** SECTION 298. 940.20 (1m) of the statutes is amended to read:

18          940.20 (1m) **BATTERY BY PERSONS SUBJECT TO CERTAIN INJUNCTIONS.** (a) Any  
19 person who is subject to an injunction under s. 813.12 or a tribal injunction filed  
20 under s. 806.247 (3) and who intentionally causes bodily harm to the petitioner who  
21 sought the injunction by an act done without the consent of the petitioner is guilty  
22 of a Class ~~E~~ I felony.

23          (b) Any person who is subject to an injunction under s. 813.125 and who  
24 intentionally causes bodily harm to the petitioner who sought the injunction by an  
25 act done without the consent of the petitioner is guilty of a Class ~~E~~ I felony.

1           **\*-0590/P5.105\* SECTION 299.** 940.20 (2) of the statutes is amended to read:

2           **940.20 (2) BATTERY TO LAW ENFORCEMENT OFFICERS AND FIREFIGHTERS.** Whoever  
3 intentionally causes bodily harm to a law enforcement officer or fire fighter, as those  
4 terms are defined in s. 102.475 (8) (b) and (c), acting in an official capacity and the  
5 person knows or has reason to know that the victim is a law enforcement officer or  
6 fire fighter, by an act done without the consent of the person so injured, is guilty of  
7 a Class **D H** felony.

8           **\*-0590/P5.106\* SECTION 300.** 940.20 (2m) (b) of the statutes is amended to  
9 read:

10           **940.20 (2m) (b)** Whoever intentionally causes bodily harm to a probation,  
11 extended supervision and parole agent or an aftercare agent, acting in an official  
12 capacity and the person knows or has reason to know that the victim is a probation,  
13 extended supervision and parole agent or an aftercare agent, by an act done without  
14 the consent of the person so injured, is guilty of a Class **D H** felony.

15           **\*-0590/P5.107\* SECTION 301.** 940.20 (3) of the statutes is amended to read:

16           **940.20 (3) BATTERY TO JURORS.** Whoever intentionally causes bodily harm to a  
17 person who he or she knows or has reason to know is or was a grand or petit juror,  
18 and by reason of any verdict or indictment assented to by the person, without the  
19 consent of the person injured, is guilty of a Class **D H** felony.

20           **\*-0590/P5.108\* SECTION 302.** 940.20 (4) of the statutes is amended to read:

21           **940.20 (4) BATTERY TO PUBLIC OFFICERS.** Whoever intentionally causes bodily  
22 harm to a public officer in order to influence the action of such officer or as a result  
23 of any action taken within an official capacity, without the consent of the person  
24 injured, is guilty of a Class **E I** felony.

25           **\*-0590/P5.109\* SECTION 303.** 940.20 (5) (b) of the statutes is amended to read:

1           940.20 (5) (b) Whoever intentionally causes bodily harm to a technical college  
2 district or school district officer or employe acting in that capacity, and the person  
3 knows or has reason to know that the victim is a technical college district or school  
4 district officer or employe, without the consent of the person so injured, is guilty of  
5 a Class ~~E~~ I felony.

6           \*~~0590/P5.110~~\* SECTION 304. 940.20 (6) (b) (intro.) of the statutes is amended  
7 to read:

8           940.20 (6) (b) (intro.) Whoever intentionally causes bodily harm to another  
9 under any of the following circumstances is guilty of a Class ~~E~~ I felony:

10           \*~~0590/P5.111~~\* SECTION 305. 940.20 (7) (b) of the statutes is amended to read:

11           940.20 (7) (b) Whoever intentionally causes bodily harm to an emergency  
12 department worker, an emergency medical technician, a first responder or an  
13 ambulance driver who is acting in an official capacity and who the person knows or  
14 has reason to know is an emergency department worker, an emergency medical  
15 technician, a first responder or an ambulance driver, by an act done without the  
16 consent of the person so injured, is guilty of a Class ~~D~~ H felony.

17           \*~~0590/P5.112~~\* SECTION 306. 940.201 (2) (intro.) of the statutes is amended  
18 to read:

19           940.201 (2) (intro.) Whoever does any of the following is guilty of a Class ~~D~~ H  
20 felony:

21           \*~~0590/P5.113~~\* SECTION 307. 940.203 (2) (intro.) of the statutes is amended  
22 to read:

23           940.203 (2) (intro.) Whoever intentionally causes bodily harm or threatens to  
24 cause bodily harm to the person or family member of any judge under all of the  
25 following circumstances is guilty of a Class ~~D~~ H felony:



1           **\*-0590/P5.114\*** SECTION 308. 940.205 (2) (intro.) of the statutes is amended  
2 to read:

3           940.205 (2) (intro.) Whoever intentionally causes bodily harm or threatens to  
4 cause bodily harm to the person or family member of any department of revenue  
5 official, employe or agent under all of the following circumstances is guilty of a Class  
6 ~~D~~ H felony:

7           **\*-0590/P5.115\*** SECTION 309. 940.207 (2) (intro.) of the statutes is amended  
8 to read:

9           940.207 (2) (intro.) Whoever intentionally causes bodily harm or threatens to  
10 cause bodily harm to the person or family member of any department of commerce  
11 or department of workforce development offkial, employe or agent under all of the  
12 following circumstances is guilty of a Class ~~D~~ H felony:

13           **\*-0590/P5.116\*** SECTION 310. 940.21 of the statutes is amended to read:

14           940.21 Mayhem. Whoever, with intent to disable or disfigure another, cuts or  
15 mutilates the tongue, eye, ear, nose, lip, limb or other bodily member of another, is  
16 guilty of a Class ~~B~~ C felony.

17           **\*-0590/P5.117\*** SECTION 311. 940.22 (2) of the statutes is amended to read:

18           940.22 (2) ~~SEXUAL CONTACT PROHIBITED~~. Any person who is or who holds himself  
19 or herself out to be a therapist and who intentionally has sexual contact with a  
20 patient or client during any ongoing therapist-patient or therapist-client  
21 relationship, regardless of whether it occurs during any treatment, consultation,  
22 interview or examination, is guilty of a Class ~~C~~ F felony. Consent is not an issue in  
23 an action under this subsection.

24           **\*-0590/P5.118\*** SECTION 312. 940.225 (2) (intro.) of the statutes is amended  
25 to read:

1           **940.225 (2)** SECOND DEGREE SEXUAL ASSAULT. (intro.) **Whoever does any** of the  
2 following is guilty of a Class ~~B~~ C felony:

3           \***-0590/P5.119\*** SECTION 313. 940.225 (3) of the statutes is amended to read:

4           **940.225 (3)** THIRD DEGREE SEXUAL ASSAULT. Whoever has sexual intercourse  
5 with a person without the consent of that person is guilty of a Class ~~D~~ G felony.  
6 Whoever has sexual contact in the manner described in sub. (5) (b) 2. with a person  
7 without the consent of that person is guilty of a Class ~~D~~ G felony.

8           \***-0590/P5.120\*** SECTION 314. 940.23 (1) (a) of the statutes is amended to read:

9           940.23 (1) (a) Whoever recklessly causes great bodily harm to another human  
10 being under circumstances which show utter disregard for human life is guilty of a  
11 Class ~~C~~ D felony.

12           \***-0590/P5.121\*** SECTION 315. 940.23 (1) (b) of the statutes is amended to read:

13           940.23 (1) (b) Whoever recklessly causes great bodily harm to an unborn child  
14 under circumstances that show utter disregard for the life of that unborn child, the  
15 woman who is pregnant with that unborn child or another is guilty of a Class ~~C~~ D  
16 felony.

17           \***-0590/P5.122\*** SECTION 316. 940.23 (2) j(a) of the statutes is amended to read:

18           940.23 (2) (a) Whoever recklessly causes great bodily harm to another human  
19 being is guilty of a Class ~~D~~ F felony.

20           \***-0590/P5.123\*** SECTION 317. 940.23 (2) (b) of the statutes is amended to read:

21           940.23 (2) (b) Whoever recklessly causes great bodily harm to an unborn child  
22 is guilty of a Class ~~D~~ F felony.

23           \***-0590/P5.124\*** SECTION 318. 940.24 (1) of the statutes is amended to read:

24           940.24 (1) Whoever causes bodily harm to another by the negligent operation  
25 or handling of a dangerous weapon, explosives or fire is guilty of a Class ~~E~~ I felony.

1           \***-0590/P5.125\*** SECTION 319. 940.24 (2) of the statutes is amended to read:  
2           940.24 (2) Whoever causes bodily harm to an unborn child by the negligent  
3 operation or handling of a dangerous weapon, explosives or fire is guilty of a Class ~~E~~  
4 I felony.

5           \***-0590/P5.126\*** SECTION 320. 940.25 (1) (intro.) of the statutes is amended to  
6 read:

7           940.25 (1) (intro.) Any person who does any of the following is guilty of a Class  
8 ~~D~~ F felony:

9           \***-0590/P5.127\*** SECTION 321. 940.25 (1b) of the statutes is repealed.

10          \***-0590/P5.128\*** SECTION 322. 940.285 (2) (b) lg. of the statutes is amended to  
11 read:

12          940.285 (2) (b) lg. Any person violating par. (a) 1 or 2 under circumstances  
13 that cause death is guilty of a Class ~~B~~ C felony. Any person violating par. (a) 3. under  
14 circumstances that cause death is euilty of a Class D felony.

15          \***-0590/P5.129\*** SECTION 323. 940.285 (2) (b) lm. of the statutes is amended  
16 to read:

17          940.285 (2) (b) lm. Any person violating par. (a) under circumstances that  
18 cause great bodily harm is guilty of a Class ~~C~~ F felony.

19          \***-0590/P5.130\*** SECTION 324. 940.285 (2) (b) lr. of the statutes is amended to  
20 read:

21          940.285 (2) (b) lr. Any person violating par. (a) 1. under circumstances that are  
22 likely to cause great bodily harm is guilty of a Class ~~D~~ G felony. Any person violating  
23 par. (a) 2. or 3. under circumstances that are likely to cause great bodily harm is  
24 guilty of a Class I felony.

1           \*~~0590/P5.131~~\* SECTION 325. 940.285 (2) (b) 2. of the statutes is amended to  
2 read:

3           940.285 (2) (b) 2. Any person violating par. (a) 1. under circumstances that  
4 cause ~~or are likely to cause~~ bodily harm is guilty of a Class ~~E~~ H felony. Any person  
5 violating par. (a) 1. under circumstances that are likely to cause bodily harm is guilty  
6 of a Class I felony.

7           \*~~0590/P5.132~~\* SECTION 326. 940.285 (2) (b) 3. of the statutes is repealed.

8           \*~~0590/P5.133~~\* SECTION 327. 940.29 of the statutes is amended to read:

9           **940.29 Abuse of residents of penal facilities.** Any person in charge of or  
10 employed in a penal or correctional institution or other place of confinement who  
11 abuses, neglects or ill-treats any person confined in or a resident of any such  
12 institution or place or who knowingly permits another person to do so is guilty of a  
13 Class ~~E~~ I felony.

14           \*~~0590/P5.134~~\* SECTION 328. 940.295 (3) (b) lg. of the statutes is amended to  
15 read:

16           940.295 (3) (b) lg. Any person violating par. (a) 1 or 2, under circumstances  
17 that cause death to a vulnerable person is guilty of a Class ~~B~~ C felony Any person  
18 violating par. (a) 3. under circumstances that cause death to a vulnerable person is  
19 guilty of a Class D felony.

20           \*~~0590/P5.135~~\* SECTION 329. 940.295 (3) (b) lm. of the statutes is amended  
21 to read:

22           940.295 (3) (b) lm. Any person violating par. (a) under circumstances that  
23 cause great bodily harm to a vulnerable person is guilty of a Class ~~C~~ E felony

24           \*~~0590/P5.136~~\* SECTION 330. 940.295 (3) (b) lr. of the statutes is amended to  
25 read:

1           940.295 (3) (b) 1r. Except as provided in subd. 1m., any person violating par.  
2 (a) 1. under circumstances that cause ~~or are likely to cause~~ great bodily harm is guilty  
3 of a Class ~~D~~ F felony. Any person violating par. (a) 1. under circumstances that are  
4 likely to cause great bodily harm is guilty of a Class G felony.

5           \***-0590/P5.137\*** SECTION 331. 940.295 (3) (b) 2. of the statutes is amended to  
6 read:

7           940.295 (3) (b) 2. Any person violating par. (a) 1. under circumstances that  
8 cause ~~or are likely to cause~~ bodily harm is guilty of a Class ~~E~~ H felony. Any person  
9 violating par. (a) 1. under circumstances that are likely to cause bodily harm is guilty  
10 of a Class I felony.

11           \***-0590/P5.138\*** SECTION 332. 940.295 (3) (b) 3. of the statutes is amended to  
12 read:

13           940.295 (3) (b) 3. Except as provided in subd. 1m., any person violating par. (a)  
14 2. or 3. under circumstances that cause ~~or are likely to cause~~ great bodily harm is  
15 guilty of a Class ~~E~~ H felony. Any person violating par. (a) 2 or 3. under circumstances  
16 that are likely to cause great bodily harm is guilty of a Class I felony.

17           \***-0590/P5.139\*** SECTION 333. 940.30 of the statutes is amended to read:

18           940.30 False imprisonment. Whoever intentionally confines or restrains  
19 another without the person's consent and with knowledge that he or she has no  
20 lawful authority to do so is guilty of a Class ~~E~~ H felony.

21           \***-0590/P5.140\*** SECTION 334. 940.305 (1) of the statutes is amended to read:

22           940.305 (1) Except as provided in sub. (2), whoever by force or threat of  
23 imminent force seizes, confines or restrains a person without the person's consent  
24 and with the intent to use the person as a hostage in order to influence a person to

1 perform or not to perform some action demanded by the actor is guilty of a Class 4  
2 B felony.

3 \*~~0590/P5.141~~\* SECTION 335. 940.305 (2) of the statutes is amended to read:  
4 940.305 (2) Whoever commits a violation specified under sub. (1) is guilty of  
5 a Class ~~B~~ C felony if, before the time of the actor's arrest, each person who is held as  
6 a hostage is released without bodily harm.

7 \*~~0590/P5.142~~\* SECTION 336. 940.31 (1) (intro.) of the statutes is amended to  
8 read:

9 940.31 (1) (intro.) Whoever does any of the following is guilty of a Class ~~B~~ C  
10 felony:

11 \*~~0590/P5.143~~\* SECTION 337. 940.31 (2) (a) of the statutes is amended to read:  
12 940.31 (2) (a) Except as provided in par. (b), whoever violates sub. (1) with  
13 intent to cause another to transfer property in order to obtain the release of the victim  
14 is guilty of a Class ~~A~~ B felony.

15 \*~~0590/P5.144~~\* SECTION 338. 940.31 (2) (b) of the statutes is amended to read:  
16 940.31 (2) (b) Whoever violates sub. (1) with intent to cause another to transfer  
17 property in order to obtain the release of the victim is guilty of a Class ~~B~~ C felony if  
18 the victim is released without permanent physical injury prior to the time the first  
19 witness is sworn at the trial.

20 \*~~0590/P5.145~~\* SECTION 339. 940.32 (2) (intro.) of the statutes is amended to  
21 read:

22 940.32 (2) (intro.) Whoever meets all of the following criteria is guilty of a Class  
23 4 I f e l o\_n\_y:

24 \*~~0590/P5.146~~\* SECTION 340. 940.32 (2m) of the statutes is amended to read:

1           940.32 **(2m)** Whoever violates sub. (2) is guilty of a Class ~~D~~ G felony if he or she  
2 intentionally gains access to a record in electronic format that contains personally  
3 identifiable information regarding the victim in order to facilitate the violation  
4 under sub. (2).

5           \***-0590/P5.147\*** SECTION 341. 940.32 (3) (intro.) of the statutes is amended to  
6 read:

7           940.32 (3) (intro.) Whoever violates sub. (2) under any of the following  
8 circumstances is guilty of a Class ~~E~~ H felony:

9           \***-0590/P5.148\*** SECTION 342. 940.32 (3m) (intro.) of the statutes is amended  
10 to read:

11           940.32 **(3m)** (intro.) Whoever violates sub. (3) under all of the following  
12 circumstances is guilty of a Class ~~D~~ G felony:

13           \***-0590/P5.149\*** SECTION 343. 940.43 (intro.) of the statutes is amended to  
14 read:

15           **940.43 Intimidation of witnesses; felony.** (intro.) Whoever violates s.  
16 940.42 under any of the following circumstances is guilty of a Class ~~D~~ G felony:

17           \***-0590/P5.150\*** SECTION 344. 940.45 (intro.) of the statutes is amended to  
18 read:

19           **940.45 Intimidation of victims; felony.** (intro.) Whoever violates s. 940.44  
20 under any of the following circumstances is guilty of a Class ~~D~~ G felony:

21           \***-0590/P5.151\*** SECTION 345. 941.11 (intro.) of the statutes is amended to  
22 read:

23           **941.11 Unsafe burning of buildings.** (intro.) Whoever does either of the  
24 following is guilty of a Class ~~D~~ H felony:

25           \***-0590/P5.152\*** SECTION 346. 941.12 (1) of the statutes is amended to read:

1           941.12 (1) Whoever intentionally interferes with the proper functioning of a  
2 fire alarm system or the lawful efforts of fire fighters to extinguish a fire is guilty of  
3 a Class ~~E~~ I felony.

4           \***-0590/P5.153\*** SECTION 347. 941.20 (2) (intro.) of the statutes is amended to  
5 read:

6           941.20 (2) (intro.) Whoever does any of the following is guilty of a Class ~~E~~ G  
7 felony:

8           \***-0590/P5.154\*** SECTION 348. 941.20 (3) (a) (intro.) of the statutes is amended  
9 to read:

10           941.20 (3) (a) (intro.) Whoever intentionally discharges a firearm from a  
11 vehicle while on a highway, as defined in s. 340.01 (22), or on a vehicle parking lot  
12 that is open to the public under any of the following circumstances is guilty of a Class  
13 ~~C~~ F felony:

14           \***-0590/P5.155\*** SECTION 349. 941.21 of the statutes is amended to read:

15           941.21 Disarming a peace officer. Whoever intentionally disarms a peace  
16 officer who is acting in his or her official capacity by taking a dangerous weapon or  
17 a device or container described under s. 941.26 (1) (b) or (4) (a) from the officer  
18 without his or her consent is guilty of a Class ~~E~~ H felony. This section applies to any  
19 dangerous weapon or any device or container described under s. 941.26 (1) (b) or (4)  
20 (a) that the officer is carrying or that is in an area within the officer's immediate  
21 presence.

22           \***-0590/P5.156\*** SECTION 350. 941.235 (1) of the statutes is amended to read:

23           941.235 (1) Any person who goes armed with a firearm in any building owned  
24 or leased by the state or any political subdivision of the state is guilty of a Class ~~B~~  
25 A misdemeanor.



1           **\*-0590/P5.157\*** SECTION 351. 941.26 (2) (a) of the statutes is amended to read:  
2           941.26 (2) (a) Any person violating sub. (1) (a) is guilty of a Class ~~E~~ H felony.

3           **\*-0590/P5.158\*** SECTION 352. 941.26 (2) (b) of the statutes is amended to read:  
4           941.26 (2) (b) Any person violating sub. (1m) is guilty of a Class ~~C~~ F felony.

5           **\*-0590/P5.159\*** SECTION 353. 941.26 (2) (e) of the statutes is amended to read:  
6           941.26 (2) (e) Any person who violates sub. (1) (b) regarding the sale or  
7           commercial transportation of the bomb, grenade, projectile, shell or container under  
8           sub. (1) (b) is guilty of a Class ~~E~~ H felony.

9           **\*-0590/P5.160\*** SECTION 354. 941.26 (2) (f) of the statutes is amended to read:  
10           941.26 (2) (f) Any person who violates sub. (1) (b) regarding the use of the bomb,  
11           grenade, projectile, shell or container under sub. (1) (b) to cause bodily harm or bodily  
12           discomfort to a person who the actor knows, or has reason to know, is a peace officer  
13           who is acting in an official capacity is guilty of a Class ~~D~~ H felony.

14           **\*-0590/P5.161\*** SECTION 355. 941.26 (2) (g) of the statutes is amended to read:  
15           941.26 (2) (g) Any person who violates sub. (1) (b) regarding the use of the bomb,  
16           grenade, projectile, shell or container under sub. (1) (b) during his or her commission  
17           of another crime to cause bodily harm or bodily discomfort to another or who  
18           threatens to use the bomb, grenade, projectile, shell or container during his or her  
19           commission of another crime to incapacitate another person is guilty of a Class ~~E~~ H  
20           felony.

21           **\*-0590/P5.162\*** SECTION 356. 941.26 (4) (d) of the statutes is amended to read:  
22           941.26 (4) (d) Whoever intentionally uses a device or container described under  
23           par. (a) to cause bodily harm or bodily discomfort to a person who the actor knows,  
24           or has reason to know, is a peace officer who is acting in an official capacity is guilty  
25           of a Class ~~D~~ H felony.

1           \***-0590/P5.163**\* SECTION 357. 941.26 (4) (e) of the statutes is amended to read:

2           941.26 (4) (e) Whoever uses a device or container described under par. (a)  
3 during his or her commission of another crime to cause bodily harm or bodily  
4 discomfort to another or who threatens to use the device or container during his or  
5 her commission of another crime to incapacitate another person is guilty of a Class  
6 E H felony.

7           \***-0590/P5.164**\* SECTION 358. 941.28 (3) of the statutes is amended to read:

8           941.28 (3) Any person violating this section is guilty of a Class E H felony.

9           \***-0590/P5.165**\* SECTION 359. 941.29 (2) (intro.) of the statutes is amended to  
10 read:

11           941.29 (2) (intro.) A person specified in sub. (1) is guilty of a Class E G felony  
12 if he or she possesses a firearm under any of the following circumstances:

13           \***-0590/P5.166**\* SECTION 360. 941.29 (2m) of the statutes is repealed.

14           \***-0590/P5.167**\* SECTION 361. 941.295 (1) of the statutes is amended to read:

15           941.295 (1) Whoever sells, transports, manufactures, possesses or goes armed  
16 with any electric weapon is guilty of a Class E H felony.

17           \***-0590/P5.168**\* SECTION 362. 941.296 (2) (intro.) of the statutes is amended  
18 to read:

19           941.296 (2) (intro.) Whoever uses or possesses a handgun during the  
20 commission of a crime under chs. 939 to 948 or 961 is guilty of a Class E H felony  
21 under any of the following circumstances.

22           \***-0590/P5.169**\* SECTION 363. 941.296 (3) of the statutes is repealed.

23           \***-0590/P5.170**\* SECTION 364. 941.298 (2) of the statutes is amended to read:

24           941.298 (2) Whoever sells, delivers or possesses a firearm silencer is guilty of  
25 a Class E H felony.

1           **\*-0590/P5.171\*** SECTION 365. 941.30 (1) of the statutes is amended to read:

2           941.30 (1) **FIRST-DEGREE RECKLESSLY ENDANGERING SAFETY.** Whoever recklessly  
3 endangers another's safety under circumstances which show utter disregard for  
4 human life is guilty of a Class ~~D~~ F felony.

5           **\*-0590/P5.172\*** SECTION 366. 941.30 (2) of the statutes is amended to read:

6           941.30 (2) **SECOND-DEGREE RECKLESSLY ENDANGERING SAFETY.** Whoever  
7 recklessly endangers another's safety is guilty of a Class ~~E~~ G felony.

8           **\*-0590/P5.173\*** SECTION 367. 941.31 (1) of the statutes is amended to read:

9           941.31 (1) Whoever makes, buys, transports, possesses, or transfers any  
10 explosive compound or offers to do the same, either with intent to use such explosive  
11 to commit a crime or knowing that another intends to use it to commit a crime, is  
12 guilty of a Class ~~C~~ F felony.

13           **\*-0590/P5.174\*** SECTION 368. 941.31 (2) (b) of the statutes is amended to read:

14           941.31 (2) (b) Whoever makes, buys, sells, transports, possesses, uses or  
15 transfers any improvised explosive device, or possesses materials or components  
16 with intent to assemble any improvised explosive device, is guilty of a Class ~~E~~ H  
17 felony.

18           SECTION 369. 941.315 (3) (intro.) of the statutes is amended to read:

19           941.315 (3) (intro.) Whoever does any of the following is guilty of a Class ~~D~~ H  
20 felony:

21           **\*-0590/P5.175\*** SECTION 370. 941.32 of the statutes is amended to read:

22           941.32 Administering dangerous or stupefying drug. Whoever  
23 administers to another or causes another to take any poisonous, stupefying,  
24 overpowering, narcotic, or anesthetic substance with intent thereby to facilitate the  
25 commission of a crime is guilty of a Class ~~C~~ F felony.

1           **\*-0590/P5.176\*** SECTION 371. 941.325 of the statutes is amended to read:

2           941.325 Placing foreign objects inedibles. Whoever places objects, drugs  
3 or other substances in candy or other liquid or solid edibles with the intent to cause  
4 bodily harm to another person is guilty of a Class ~~E~~ I felony.

5           **\*-0590/P5.178\*** SECTION 372. 941.327 (2) (b) 1. of the statutes is amended to  
6 read:

7           941.327 (2) (b) 1. Except as provided in subds. 2. to 4., a person violating par.  
8 (a) is guilty of a Class ~~E~~ I felony.

9           **\*-0590/P5.179\*** SECTION 373. 941.327 (2) (b) 2. of the statutes is amended to  
10 read:

11           941.327 (2) (b) 2. If the act under par. (a) creates a high probability of great  
12 bodily harm to another, a person violating par. (a) is guilty of a Class ~~D~~ H felony.

13           **\*-0590/P5.180\*** SECTION 374. 941.327 (2) (b) 3. of the statutes is amended to  
14 read:

15           941.327 (2) (b) 3. If the act under par. (a) causes great bodily harm to another,  
16 a person violating par. (a) is guilty of a Class ~~C~~ F felony.

17           **\*-0590/P5.181\*** SECTION 375. 941.327 (2) (b) 4. of the statutes is amended to  
18 read:

19           941.327 (2) (b) 4. If the act under par. (a) causes death to another, a person is  
20 guilty of a Class ~~A~~ C felony.

21           **\*-0590/P5.182\*** SECTION 376. 941.327 (3) of the statutes is amended to read:

22           941.327 (3) Whoever intentionally imparts or conveys false information,  
23 knowing the information to be false, concerning an act or attempted act which, if  
24 true, would constitute a violation of sub. (2) is guilty of a Class ~~E~~ I felony.

25           **\*-0590/P5.183\*** SECTION 377. 941.37 (3) of the statutes is amended to read:

1           941.37 (3) Any person who intentionally interferes with any emergency  
2 medical personnel in the performance of duties relating to an emergency or rescue  
3 and who has reasonable grounds to believe that the interference may endanger  
4 another's safety is guilty of a Class ~~E~~ I felony.

5           \*~~0590/P5.184~~\* SECTION 378. 941.37 (4) of the statutes is amended to read:

6           941.37 (4) Any person who violates sub. (3) and thereby contributes to the  
7 death of another is guilty of a Class ~~C~~ E felony.

8           SECTION 379. 941.38 (1) (b) 4. of the statutes is amended to read:

9           941.38 (1) (b) 4. Battery, ~~substantial battery or aggravated battery~~, as  
10 prohibited in s. 940.19 or 940.195.

11           \*~~0590/P5.185~~\* SECTION 380. 941.38 (2) of the statutes is amended to read:

12           941.38 (2) Whoever intentionally solicits a child to participate in criminal gang  
13 activity is guilty of a Class ~~E~~ I felony.

14           \*~~0590/P5.186~~\* SECTION 381. 943.01 (2) (intro.) of the statutes is amended to  
15 read:

16           943.01 (2) (intro.) Any person violating sub. (1) under any of the following  
17 circumstances is guilty of a Class ~~D~~ I felony:

18           \*~~0590/P5.187~~\* SECTION 382. 943.01 (2) (d) of the statutes is amended to read:

19           943.01 (2) (d) If the total property damaged in violation of sub. (1) is reduced  
20 in value by more than ~~\$1,000~~ ~~\$2,000~~, the purposes of this paragraph, property  
21 is reduced in value by the amount which it would cost either to repair or replace it,  
22 whichever is less.

23           \*~~0590/P5.188~~\* SECTION 383. 943.01 (2g) of the statutes is repealed.

24           \*~~0590/P5.189~~\* SECTION 384. 943.011 (2) (intro.) of the statutes is amended  
25 to read:

1           943.011 (2) (intro.) Whoever does any of the following is guilty of a Class ~~D~~ I  
2 felony:

3           \*~~0590/P5.190~~\* SECTION 385. 943.012 (intro.) of the statutes is amended to  
4 read:

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

11           \*~~0590/P5.191~~\* SECTION 386. 943.013 (2) (intro.) of the statutes is amended  
12 to read:

13           943.013 (2) (intro.)> Whoever intentionally causes or threatens to cause damage  
14 to any physical property that belongs to a judge or his or her family member under  
15 all of the following circumstances is guilty of a Class ~~D~~ I felony:

16           \*~~0590/P5.192~~\* SECTION 387. 943.014 (2) of the statutes is amended to read:

17           943.014 (2) Whoever intentionally demolishes a historic building without a  
18 permit issued by a city, village, town or county or without an order issued under s.  
19 66.05 ~~shall be fined an amount equal to 2 times the fair market value of the historic~~  
20 ~~building and the land upon which the building is located immediately prior to~~  
21 ~~demolition and may be imprisoned for not more than 9 months~~ is guilty of a Class A  
22 misdemeanor.

23           \*~~0590/P5.193~~\* SECTION 388. 943.015 (2) (intro.) of the statutes is amended  
24 to read:

1           943.015 (2) (intro.) Whoever intentionally causes or threatens to cause damage  
2 to any physical property which belongs to a department of revenue official, employe  
3 or agent or his or her family member under all of the following circumstances is guilty  
4 of a Class ~~D~~ I felony:

5           \***-0590/P5.194\*** SECTION 389. 943.017 (2) (intro.) of the statutes is amended  
6 to read:

7           943.017 (2) (intro.) Any person violating sub. (1) under any of the following  
8 circumstances is guilty of a Class ~~D~~ I felony:

9           \***-0590/P5.195\*** SECTION 390. 943.017 (2) (d) of the statutes is amended to  
10 read:

11           943.017 (2) (d) If the total property affected in violation of sub. (1) is reduced  
12 in value by more than ~~\$1,000~~ ~~\$2,000~~ the purposes of this paragraph, property  
13 is reduced in value by the amount which it would cost to repair or replace it or to  
14 remove the marking, drawing, writing or etching, whichever is less.

15           \***-0590/P5.196\*** SECTION 391. 943.017 (2m) (b) (intro.) of the statutes is  
16 amended to read:

17           943.017 (2m) (b) (intro.) Whoever does any of the following is guilty of a Class ~~D~~  
18 I felony:

19           \***-0590/P5.197\*** SECTION 392. 943.02 (1) (intro.) of the statutes is amended to  
20 read:

21           943.02 (1) (intro.) Whoever does any of the following is guilty of a Class ~~B~~ C  
22 felony:

23           \***-0590/P5.198\*** SECTION 393. 943.03 of the statutes is amended to read:

24           943.03 Arson of property other than building. Whoever, by means of fire,  
25 intentionally damages any property (other than a building) of another without the

1 person's consent, if the property is of the value of \$100 or more, is guilty of a Class  
2 E I felony.

3 **\*-0590/P5.199\*** SECTION 394. 943.04 of the statutes is amended to read:

4 **943.04 Arson with intent to defraud.** Whoever, by means of fire, damages  
5 any property (other than a building) with intent to defraud an insurer of that  
6 property is guilty of a Class ~~D~~ H felony. Proof that the actor recovered or attempted  
7 to recover on a policy of insurance by reason of the fire is relevant but not essential  
8 to establish the actor's intent to defraud the insurer.

9 **\*-0590/P5.200\*** SECTION 395. 943.06 (2) of the statutes is amended to read:

10 943.06 (2) Whoever possesses, manufactures, sells, offers for sale, gives or  
11 transfers a fire bomb is guilty of a Class ~~E~~ H felony.

12 **\*-0590/P5.201\*** SECTION 396. 943.07 (1) of the statutes is amended to read:

13 943.07 (1) Whoever intentionally causes damage or who causes another person  
14 to damage, tamper, change or destroy any railroad track, switch, bridge, trestle,  
15 tunnel or signal or any railroad property used in providing rail services, which could  
16 cause an injury, accident or derailment is guilty of a Class ~~A misdemeanor~~ I felony.

17 **\*-0590/P5.202\*** SECTION 397. 943.07 (2) of the statutes is amended to read:

18 943.07 (2) Whoever intentionally shoots a firearm at any portion of a railroad  
19 train, car, caboose or engine is guilty of a Class ~~A misdemeanor~~ I felony.

20 **\*-0590/P5.203\*** SECTION 398. 943.10 (1) (intro.) of the statutes is amended to  
21 read:

22 943.10 (1) (intro.) Whoever intentionally enters any of the following places  
23 without the consent of the person in lawful possession and with intent to steal or  
24 commit a felony in such place is guilty of a Class ~~C~~ F felony:



1           \***-0590/P5.204\*** SECTION 399. 943.10 (2) (intro.) of the statutes is amended to  
2 read:

3           943.10 (2) (intro.) Whoever violates sub. (1) under any of the following  
4 circumstances is guilty of a Class ~~B~~ E felony:

5           \***-0590/P5.205\*** SECTION 400. 943.12 of the statutes is amended to read:

6           **943.12 Possession of burglarious tools.** Whoever has in personal  
7 possession any device or instrumentality intended, designed or adapted for use in  
8 breaking into any depository designed for the safekeeping of any valuables or into  
9 any building or room, with intent to use such device or instrumentality to break into  
10 a depository, building or room, and to steal therefrom, is guilty of a Class ~~E~~ I felony.

11          \***-0590/P5.206\*** SECTION 401. 943.20 (3) (a) of the statutes is amended to read:

12          943.20 (3) (a) If the value of the property does not exceed ~~\$1,000~~ \$2,000, is  
13 guilty of a Class A misdemeanor.

14          \***-0590/P5.207\*** SECTION 402. 943.20 (3) (b) of the statutes is amended to read:

15          943.20 (3) (b) If the value of the property exceeds ~~\$1,000~~ \$2,000 but does not  
16 ~~\$2,500~~ exceed \$5,000, is guilty of a Class ~~E~~ I felony.

17          \***-0590/P5.208\*** SECTION 403. 943.20 (3) (bm) of the statutes is created to read:

18          943.20 (3) (bm) If the value of the property exceeds \$5,000 but does not exceed  
19 \$10,000, is guilty of a Class H felony.

20          \***-0590/P5.209\*** SECTION 404. 943.20 (3) (c) of the statutes is amended to read:

21          943.20 (3) (c) If the value of the property exceeds ~~\$2,500~~ \$10,000, is guilty of  
22 a Class ~~E~~ G felony.

23          \***-0590/P5.210\*** SECTION 405. 943.20 (3) (d) (intro.) of the statutes is amended  
24 to read:.

1           9 4 3 . 2 0 ( 3 ) ( d ) (~~i-n t r o .~~) I f ~~the value~~ ρ f + >  
2 any of the following circumstances ~~exist~~ exists, is guilty of a Class ~~D~~ H felony:

3           \***-0590/P5.211\*** SECTION 406. 943.20 (3) (d) 1. of the statutes is amended to  
4 read:

5           943.20 (3) (d) 1. The property is a domestic animal;~~or.~~

6           \***-0590/P5.212\*** SECTION 407. 943.20 (3) (d) 2. of the statutes is renumbered  
7 943.20 (3) (e) and amended to read:

8           943.20 (3) (e) ~~The~~ If the property is taken from the person of another or from  
9 a corpse;~~or.~~ is guilty of a Class G felony.

10           \***-0590/P5.213\*** SECTION 408. 943.20 (3) (d) 3. of the statutes is amended to  
11 read:

12           943.20 (3) (d) 3. The property is taken from a buildingwhich has been destroyed  
13 or left unoccupied because of physical disaster, riot, bombing or the proximity of  
14 battle;~~or.~~

15           \***-0590/P5.214\*** SECTION 409. 943.20 (3) (d) 4. of the statutes is amended to  
16 read:

17           943.20 (3) (d) 4. The property is taken after physical disaster, riot, bombing or  
18 the proximity of battle has necessitated its removal from a building-:

19           \***-0590/P5.215\*** SECTION 410. 943.201 (2) of the statutes is amended to read:

20           943.201 (2) Whoever intentionally uses or attempts to use any personal  
21 identifying information or personal identification document of an individual to  
22 obtain credit, money, goods, services or anything else of value without the  
23 authorization or consent of the individual and by representing that he or she is the  
24 individual or is acting with the authorization or consent of the individual is guilty  
25 of a Class ~~D~~ H felony.

1           \***-0590/P5.216\*** SECTION 411. 943.205 (3) of the statutes is amended to read:  
2           943.205 (3) Anyone who violates this section is guilty of a Class ~~E~~ I felony.

3           \***-0590/P5.217\*** SECTION 412. 943.21 (3)(a) of the statutes is amended to read:  
4           943.21 (3) (a) Is guilty of a Class A misdemeanor when the value of any  
5           beverage, food, lodging, accommodation, transportation or other service is ~~\$1,000~~  
6           \$2,000 or less.

7           \***-0590/P5.218\*** SECTION 413. 943.21 (3)(b) of the statutes is amended to read:  
8           **943.21 (3) (b)** Is guilty of a Class ~~E~~ I felony when the value of any beverage,  
9           food, lodging, accommodation, transportation or other service exceeds ~~\$1,000~~ \$2,000.

10          \***-0590/P5.219\*** SECTION 414. 943.23 (1g) of the statutes is amended to read:  
11          943.23 (1g) Whoever, while possessing a dangerous weapon and by the use of,  
12          or the threat of the use of, force or the weapon against another, intentionally takes  
13          any vehicle without the consent of the owner is guilty of a Class ~~B~~ C felony.

1 4          \***-0590/P5.220\*** SECTION 415. 943.23 (1m) of the statutes is repealed.

15          \***-0590/P5.221\*** SECTION 416. 943.23 (1r) of the statutes is repealed.

16          \***-0590/P5.222\*** SECTION 417. 943.23 (2) of the statutes is amended to read:  
17          **943.23 (2)** ~~Whoever~~ Except as provided in sub. (3m), whoever intentionally  
18          takes and drives any vehicle without the consent of the owner is guilty of a Class ~~D~~  
19          H felony.

20          \***-0590/P5.223\*** SECTION 418. 943.23 (3) of the statutes is amended to read:  
21          **943.23 (3)** ~~Whoever~~ Except as provided in sub. (3m), whoever intentionally  
22          drives or operates any vehicle without the consent of the owner is guilty of a Class  
23          ~~E~~ I felony.

24          \***-0590/P5.224\*** SECTION 419. 943.23 (3m) of the statutes is created to read:

1           943.23 (3m) It is an affirmative defense to a prosecution for a violation of sub.  
2 (2) or (3) if the defendant abandoned the vehicle without damage within 24 hours  
3 after the vehicle was taken from the possession of the owner. An affirmative defense  
4 under this subsection mitigates the offense to a Class A misdemeanor. A defendant  
5 who raises this affirmative defense has the burden of proving the defense by a  
6 preponderance of the evidence.

7           \*~~0590/P5.225~~\* SECTION 420. 943.23 (4m) of the statutes is amended to read:

8           943.23 (4m) Whoever knows that the owner does not consent to the driving or  
9 operation of a vehicle and intentionally accompanies, as a passenger in the vehicle,  
10 a person while he or she violates sub. (1g), ~~(1m), (1r), (2) or, (3) or (3m)~~ is guilty of a  
11 Class A misdemeanor.

12           \*~~0590/P5.226~~\* SECTION 421. 943.23 (5) of the statutes is amended to read:

13           943.23 (5) Whoever intentionally removes a major part of a vehicle without the  
14 consent of the owner is guilty of a Class ~~E~~ I felony. Whoever intentionally removes  
15 any other part or component of a vehicle without the consent of the owner is guilty  
16 of a Class A misdemeanor.

17           \*~~0590/P5.227~~\* SECTION 422. 943.24 (1) of the statutes is amended to read:

18           943.24 (1) Whoever issues any check or other order for the payment of not more  
19 than ~~\$1,000~~ \$2,000 which, at the time of issuance, he or she intends shall not be paid  
20 is guilty of a Class A misdemeanor.

21           \*~~0590/P5.228~~\* SECTION 423. 943.24 (2) of the statutes is amended to read:

22           943.24 (2) Whoever issues any single check or other order for the payment of  
23 more than ~~\$1,000~~ \$2,000 or whoever within a 15-day period issues more than one  
24 check or other order amounting in the aggregate to more than ~~\$1,000~~ \$2,000 which,

1 at the time of issuance, the person intends shall not be paid is guilty of a Class ~~E~~ I  
2 felony.

3 \***-0590/P5.229**\* SECTION 424. 943.25 (1) of the statutes is amended to read:

4 943.25 (1) Whoever, with intent to defraud, conveys real property which he or  
5 she knows is encumbered, without informing the grantee of the existence of the  
6 encumbrance is guilty of a Class ~~E~~ I felony.

7 \***-0590/P5.230**\* SECTION 425. 943.25 (2) (intro.) of the statutes is amended to  
8 read:

9 943.25 (2) (intro.) Whoever, with intent to defraud, does any of the following  
10 is guilty of a Class ~~E~~ I felony:

11 \***-0590/P5.231**\* SECTION 426. 943.26 (2) of the statutes is amended to read:

12 943.26 (2) If the security is impaired by more than ~~\$1,000~~ \$2,000, the  
13 mortgagor or vendee is guilty of a Class ~~E~~ I felony.

14 \***-0590/P5.232**\* SECTION 427. 943.27 of the statutes is amended to read:

15 **943.27 Possession of records of certain usurious loans.** Any person who  
16 knowingly possesses any writing representing or constituting a record of a charge of,  
17 contract for, receipt of or demand for a rate of interest or consideration exceeding \$20  
18 upon \$100 for one year computed upon the declining principal balance of the loan,  
19 use or forbearance of money, goods or things in action or upon the loan, use or sale  
20 of credit is, if the rate is prohibited by a law other than this section, guilty of a Class  
21 ~~E~~ I felony.

22 \***-0590/P5.233**\* SECTION 428. 943.28 (2) of the statutes is amended to read:

23 943.28 (2) Whoever makes any extortionate extension of credit, or conspires to  
24 do so, if one or more of the parties to the conspiracy does an act to effect its object,  
25 is guilty of a Class ~~C~~ F felony.

1           \***-0590/P5.234**\* SECTION 429. 943.28 (3) of the statutes is amended to read:

2           943.28 (3) Whoever advances money or property, whether as a gift, as a loan,  
3 as an investment, pursuant to a partnership or profit-sharing agreement, or  
4 otherwise, for the purpose of making extortionate extensions of credit, is guilty of a  
5 Class C F felony.

6           \***-0590/P5.235**\* SECTION 430. 943.28 (4) of the statutes is amended to read:

7           943.28 (4) Whoever knowingly participates in any way in the use of any  
8 extortionate means to collect or attempt to collect any extension of credit, or to punish  
9 any person for the nonrepayment thereof, is guilty of a Class C F felony.

10          \***-0590/P5.236**\* SECTION 431. 943.30 (1) of the statutes is amended to read:

11          943.30 (1)   Whoever, either verbally or by any written or printed  
12 communication, maliciously threatens to accuse or accuses another of any crime or  
13 offense, or threatens or commits any injury to the person, property, business,  
14 profession, calling or trade, or the profits and income of any business, profession,  
15 calling or trade of another, with intent thereby to extort money or any pecuniary  
16 advantage whatever, or with intent to compel the person so threatened to do any act  
17 against the person's will or omit to do any lawful act, is guilty of a Class D H felony.

18          \***-0590/P5.237**\* SECTION 432. 943.30 (2) of the statutes is amended to read:

19          943.30 (2) Whoever violates sub. (1) by obstructing, delaying or affecting  
20 commerce or business or the movement of any article or commodity in commerce or  
21 business is guilty of a Class D H felony.

22          \***-0590/P5.238**\* SECTION 433. 943.30 (3) of the statutes is amended to read:

23          943.30 (3) Whoever violates sub. (1) by attempting to influence any petit or  
24 grand juror, in the performance of his or her functions as such, is guilty of a Class D  
25 H felony.

1           \***-0590/P5.239\*** SECTION 434. 943.30 (4) of the statutes is amended to read:  
2           943.30 (4) Whoever violates sub. (1) by attempting to influence the official  
3           action of any public officer is guilty of a Class ~~D~~ H felony.

4           \***-0590/P5.240\*** SECTION 435. 943.30 (5) (b) of the statutes is amended to read:  
5           943.30 (5) (b) Whoever, orally or by any written or printed communication,  
6           maliciously uses, or threatens to use, the patient health care records of another  
7           person, with intent thereby to extort money or any pecuniary advantage, or with  
8           intent to compel the person so threatened to do any act against the person's will or  
9           omit to do any lawful act, is guilty of a Class ~~D~~ H felony.

10          \***-0590/P5.241\*** SECTION 436. 943.31 of the statutes is amended to read:  
11          **943.31 Threats to communicate derogatory information.** Whoever  
12          threatens to communicate to anyone information, whether true or false, which would  
13          injure the reputation of the threatened person or another unless the threatened  
14          person transfers property to a person known not to be entitled to it is guilty of a Class  
15          ~~E~~ I felony.

16          \***-0590/P5.242\*** SECTION 437. 943.32 (1) (intro.) of the statutes is amended to  
17          read:

18          943.32 (1) (intro.) Whoever, with intent to steal, takes property from the person  
19          or presence of the owner by either of the following means is guilty of a Class ~~C~~ E  
20          felony:

21          \***-0590/P5.243\*** SECTION 438. 943.32 (2) of the statutes is amended to read:  
22          943.32 (2) Whoever violates sub. (1) by use or threat of use of a dangerous  
23          weapon, a device or container described under s. 941.26 (4) (a) or any article used or  
24          fashioned in a manner to lead the victim reasonably to believe that it is a dangerous  
25          weapon or such a device or container is guilty of a Class ~~B~~ C felony.

1           \***-0590/P5.244\*** SECTION 439. 943.34 (1) (a) of the statutes is amended to read:

2           943.34 (1) (a) A Class A misdemeanor, if the value of the property does not  
3 exceed ~~\$1,000~~ \$2,000.

4           \***-0590/P5.245\*** SECTION 440. 943.34 (1) (b) of the statutes is amended to read:

5           943.34 (1) (b) A Class ~~E~~ I felony, if the value of the property exceeds ~~\$1,000~~  
6 \$2,000 but does not ~~more than \$2,500~~ exceed \$5,000.

7           \***-0590/P5.246\*** SECTION 441. 943.34 (1) (bm) of the statutes is created to read:

8           943.34 (1) (bm) A Class H felony, if the value of the property exceeds \$5,000 but  
9 does not exceed \$10,000.

10          \***-0590/P5.247\*** SECTION 442. 943.34 (1) (c) of the statutes is amended to read:

11          943.34 (1) (c) A Class ~~C~~ G felony, if the value of the property exceeds ~~\$2,500~~  
12 \$10,000.

13          \***-0590/P5.248\*** SECTION 443. 943.38 (1) (intro.) of the statutes is amended to

14 read:

15          943.38 (1) (intro.) Whoever with intent to defraud falsely makes or alters a  
16 writing or object of any of the following kinds so that it purports to have been made  
17 by another, or at another time, or with different provisions, or by authority of one who  
18 did not give such authority, is guilty of a Class ~~C~~ H felony:

19          \***-0590/P5.249\*** SECTION 444. 943.38 (2) of the statutes is amended to read:

20          943.38 (2) Whoever utters as genuine or possesses with intent to utter as false  
21 or as genuine any forged writing or object mentioned in sub. (1), knowing it to have  
22 been thus falsely made or altered, is guilty of a Class ~~C~~ H felony.

23          \***-0590/P5.250\*** SECTION 445. 943.39 (intro.) of the statutes is amended to

24 read:



1           **943.39 Fraudulent writings.** (intro.) Whoever, with intent to injure or  
2 defraud, does any of the following is guilty of a Class ~~D~~ H felony:

3           \*~~0590/P5.251~~\* SECTION 446. 943.395 (2) (a) of the statutes is amended to  
4 read:

5           943.395 (2) (a) Is guilty of a Class A misdemeanor if the value of the claim or  
6 benefit does not exceed ~~\$1,000~~ \$2,000.

7           \*~~0590/P5.252~~\* SECTION 447. 943.395 (2) (b) of the statutes is amended to  
8 read:

9           943.395 (2) (b) Is guilty of a Class ~~E~~ I felony if the value of the claim or benefit  
10 exceeds ~~\$1,000~~ \$2,000.

11           \*~~0590/P5.253~~\* SECTION 448. 943.40 (intro.) of the statutes is amended to  
12 read:

13           **943.40 Fraudulent destruction of certain writings.** (intro.) Whoever with  
14 intent to defraud does either of the following is guilty of a Class ~~D~~ H felony:

15           \*~~0590/P5.254~~\* SECTION 449. 943.41 (8) (b) of the statutes is amended to read:

16           **943.41** (8) (b) Any person violating any provision of sub. (3) (e), (4) (a), (6) (c)  
17 or (6m) is guilty of a Class ~~E~~ I felony.

18           \*~~0590/P5.255~~\* SECTION 450. 943.41 (8) (c) of the statutes is amended to read:

19           943.41 (8)(c) Any person violating any provision of sub. (5) or (6) (a), (b) or(d),  
20 if the value of the money, goods, services or property illegally obtained does .not  
21 exceed ~~\$1,000~~ \$2,000 is guilty of a Class A misdemeanor; if the value of the money,  
22 goods, services or property exceeds ~~\$1,000~~ \$2,000 but does not exceed ~~\$2,500~~ \$5,000,  
23 in a single transaction or in separate transactions within a period not exceeding 6  
24 months, the person is guilty of a Class ~~E~~ I felony; if the value of the money, goods,  
25 services or property exceeds \$5,000 but does not exceed \$10,000. in a single

1 transaction or in separate transactions within a period not exceeding 6 months, the  
2 person is guilty of a Class H felony; or if the value of the money, goods, services or  
3 property exceeds ~~\$2,500~~ \$10,000, in a single transaction or in separate transactions  
4 within a period not exceeding 6 months, the person is guilty of a Class ~~C~~ G felony.

5 **\*-0590/P5.256\*** SECTION 451. 943.45 (3) (c) of the statutes is amended to read:

6 943.45 (3) (c) Except as provided in par. (d), any person who violates sub. (1)  
7 for direct or indirect commercial advantage or private financial gain is guilty of a  
8 Class ~~E~~ A ~~felony~~ misdemeanor.

9 **\*-0590/P5.257\*** SECTION 452. 943.45 (3) (d) of the statutes is amended to read:

10 943.45 (3) (d) Any person who violates sub. (1) for direct or indirect commercial  
11 advantage or private financial gain as a 2nd or subsequent offense is guilty of a Class  
12 ~~D~~ I ~~felony~~.

13 **\*-0590/P5.258\*** SECTION 453. 943.455 (4) (c) of the statutes is amended to  
14 read:

15 943.455 (4) (c) Except as provided in par. (d), any person who violates sub. (2)  
16 (a) to (f) for direct or indirect commercial advantage or private financial gain is guilty  
17 of a Class ~~E~~ A ~~felony~~ misdemeanor.

18 **\*-0590/P5.259\*** SECTION 454. 943.455 (4) (d) of the statutes is amended to  
19 read:

20 943.455 (4) (d) Any person who violates sub. (2) (a) to (f) for direct or indirect  
21 commercial advantage or private financial gain as a 2nd or subsequent offense is  
22 guilty of a Class ~~D~~ I ~~felony~~.

23 **\*-0590/P5.260\*** SECTION 455. 943.46 (4) (c) of the statutes is amended to read:

1           943.46 (4) (c) Except as provided in par. (d), any person who violates sub. (2)  
2 (a) to (g) for direct or indirect commercial advantage or private financial gain is guilty  
3 of a Class ~~E felony~~ A misdemeanor.

4           \***-0590/P5.261\*** SECTION 456. 943.46 (4) (d) of the statutes is amended to read:

5           943.46 (4) (d) Any person who violates sub. (2) (a) to (g) for direct or indirect  
6 commercial advantage or private financial gain as a 2nd or subsequent offense is  
7 guilty of a Class ~~D I~~ I felony.

8           \***-0590/P5.262\*** SECTION 457. 943.47 (3) (c) of the statutes is amended to read:

9           943.47 (3) (c) Except as provided in par. (d), any person who violates sub. (2)  
10 for direct or indirect commercial advantage or private financial gain is guilty of a  
11 Class ~~E felony~~ A misdemeanor.

12           \***-0590/P5.263\*** SECTION 458. 943.47 (3) (d) of the statutes is amended to read:

13           943.47 (3) (d) Any person who violates sub. (2) for direct or indirect commercial  
14 advantage or private financial gain as a 2nd or subsequent offense is guilty of a Class  
15 ~~D I~~ I felony.

16           \***-0590/P5.264\*** SECTION 459. 943.50 (4) (a) of the statutes is amended to read:

17           943.50 (4) (a) A Class A misdemeanor, if the value of the merchandise does not  
18 exceed ~~\$1,000~~ \$2,000.

19           \***-0590/P5.265\*** SECTION 460. 943.50 (4) (b) of the statutes is amended to read:

20           943.50 (4) (b) A Class ~~E I~~ I felony, if the value of the merchandise exceeds ~~\$1,000~~  
21 \$2,000 but does not ~~\$2,500~~ exceed \$5,000.

22           \***-0590/P5.266\*** SECTION 461. 943.50 (4) (bm) of the statutes is created to read:

23           943.50 (4) (bm) A Class H felony, if the value of the merchandise exceeds \$5,000  
24 but does not exceed \$10,000.

25           \***-0590/P5.267\*** SECTION 462. 943.50 (4) (c) of the statutes is amended to read:

1           943.50 (4) (c) A Class ~~C~~ G felony, if the value of the merchandise exceeds ~~\$2,500~~  
2           \$10,000.

3           \***-0590/P5.268\*** SECTION 463. 943.60 (1) of the statutes is amended to read:

4           943.60 (1) Any person who submits for filing, entering or recording any lien,  
5           claim of lien, lis pendens, writ of attachment, financing statement or any other  
6           instrument relating to a security interest in or title to real or personal property, and  
7           who knows or should have known that the contents or any part of the contents of the  
8           instrument are false, a sham or frivolous, is guilty of a Class ~~D~~ H felony.

9           \***-0590/P5.269\*** SECTION 464. 943.61 (5) (b) of the statutes is amended to read:

10          943.61 (5) (b) A Class ~~E~~ I felony, if the value of the library materials exceeds  
11          \$1,000 but does not exceed \$2,500.

12          \***-0590/P5.270\*** SECTION 465. 943.61 (5) (c) of the statutes is amended to read:

13          943.61 (5) (c) A Class ~~C~~ H felony, if the value of the library materials exceeds  
14          \$2,500.

15          \***-0590/P5.271\*** SECTION 466. 943.62 (4) (b) of the statutes is amended to read:

16          943.62 (4) (b) A Class ~~E~~ I felony, if the value of the advance payment or required  
17          refund, as applicable, exceeds \$500 but does not exceed \$2,500.

18          \***-0590/P5.272\*** SECTION 467. 943.62 (4) (c) of the statutes is amended to read:

19          **943.62 (4) (c) A Class ~~C~~ F felony, if the value of the advance payment or required**  
20          refund, as applicable, exceeds \$2,500.

21          \***-0590/P5.273\*** SECTION 468. 943.70 (2) (b) 2. of the statutes is amended to  
22          read:

23          943.70 (2) (b) 2. A Class ~~E~~ I felony if the offense is committed to defraud or to  
24          obtain property.

1           **\*-0590/P5.274\*** SECTION 469. 943.70 (2) (b) 3. 'of the statutes is amended to  
2 read:

3           943.70 (2) (b) 3. A Class ~~D~~ H felony if the damage is greater than ~~\$2,500~~ \$5,000  
4 or if it causes an interruption or impairment of governmental operations or public  
5 communication, of transportation or of a supply of water, gas or other public service.

6           **\*-0590/P5.275\*** SECTION 470. 943.70 (2) (b) 4. of the statutes is amended to  
7 read:

8           943.70 (2) (b) 4. A Class ~~C~~ F felony if the offense creates a substantial and  
9 unreasonable risk of death or great bodily harm to another.

10          **\*-0590/P5.276\*** SECTION 471. 943.70 (3) (b) 2. of the statutes is amended to  
11 read:

12          943.70 (3) (b) 2. A Class ~~E~~ I felony if the offense is committed to defraud or  
13 obtain property;

14          **\*-0590/P5.277\*** SECTION 472. 943.70 (3) (b) 3. of the statutes is amended to  
15 read:

16          943.70 (3) (b) 3. A Class ~~D~~ H felony if the damage to the computer, computer  
17 system, computer network, equipment or supplies is greater than ~~\$2,500~~ \$5,000.

18          SECTION 473. 943.70 (3) (b) 4. of the statutes is amended to read:

19          943.70 (3) (b) 4. A Class ~~C~~ F felony if the offense creates a substantial and  
20 unreasonable risk of death or great bodily harm to another.

21          **\*-0590/P5.278\*** SECTION 474. 943.75 (2) of the statutes is amended to read:

22          943.75 (2) Whoever intentionally releases an animal that is lawfully confined  
23 for scientific, farming, companionship or protection of persons or property,  
24 recreation, restocking, research, exhibition, commercial or educational purposes,  
25 acting without the consent of the owner or custodian of the animal, is guilty of a Class

1 C misdemeanor. A 2nd violation of this section by a person is a Class A misdemeanor.

2 A 3rd or subsequent violation of this section by a person is a Class ~~E~~ I felony.

3 **\*-0590/P5.279\*** SECTION 475. 944.05 (1) (intro.) of the statutes is amended to  
4 read:

5 944.05 **(1)** (intro.) Whoever does any of the following is guilty of a Class ~~E~~ I  
6 felony:

7 SECTION 476. 944.06 of the statutes is amended to read:

8 **944.06 Incest.** Whoever marries or has nonmarital sexual intercourse with  
9 a person he or she knows is a blood relative and such relative is in fact related in a  
10 degree within which the marriage of the parties is prohibited by the law of this state  
11 is guilty of a Class ~~C~~ F felony.

12 **\*-0590/P5.280\*** SECTION 477. 944.15 (title) of the statutes is repealed and  
13 recreated to read:

14 944.15 (title) **Public fornication.**

15 **\*-0590/P5.281\*** SECTION 478. 944.16 (intro.) of the statutes is amended to  
16 read:

17 **944.16 Adultery.** (intro.) Whoever does either of the following is guilty of a  
18 Class ~~E~~ I felony:

19 **\*-0590/P5.282\*** SECTION 479. 944.205 (2) (intro.) of the statutes is amended  
20 to read:

21 944.205 (2) (intro.) Whoever does any of the following is guilty of a Class ~~E~~ I  
22 felony:

23 **\*-0590/P5.283\*** SECTION 480. 944.21 (5) (c) of the statutes is amended to read:

24 944.21 (5) (c) If the person violating sub. (3) or (4) has 2 or more prior  
25 convictions under this section, the person is guilty of a Class ~~D~~ H felony.

1           \***-0590/P5.284\*** SECTION 481. 944.21 (5)(e) of the statutes is amended to read:  
2           944.21 (5) (e) Regardless of the number of prior convictions, if the violation  
3 under sub. (3) or (4) is for a wholesale transfer or distribution of obscene material,  
4 the person is guilty of a Class **D H** felony.

5           \***-0590/P5.285\*** SECTION 482. 944.32 of the statutes is amended to read:

6           **944.32 Soliciting prostitutes.** Except as provided under s. 948.08, whoever  
7 intentionally solicits or causes any person to practice prostitution or establishes any  
8 person in a place of prostitution is guilty of a Class **D H** felony

9           \***-0590/P5.286\*** SECTION 483. 944.33 (2) of the statutes is amended to read:

10          944.33 (2) If the person received compensation from the earnings of the  
11 prostitute, such person is guilty of a Class **C F** felony.

12          \***-0590/P5.287\*** SECTION 484. 944.34 (intro.) of the statutes is amended to  
13 read:

14          **944.34 Keeping place of prostitution.** (intro.) Whoever intentionally does  
15 any of the following is guilty of a Class **D H** felony:

16          \***-0590/P5.288\*** SECTION 485. 945.03 (intro.) of the statutes is amended to  
17 read:

18          **945.03 Commercial gambling.** (intro.) Whoever intentionally does any of  
19 the following is engaged in commercial gambling and is guilty of a Class **E I** felony:

20          \***-0590/P5.289\*** SECTION 486. 945.05 (1) (intro.) of the statutes is amended to  
21 read:

22          945.05 (1) (intro.) Whoever manufactures, transfers commercially or possesses  
23 with intent to transfer commercially either of the following is guilty of a Class **E I**  
24 felony:

25          \***-0590/P5.290\*** SECTION 487. 945.08 (1) of the statutes is amended to read:

1           945.08 (1) Any person who, with intent to influence any participant to refrain  
2 from exerting full skill, speed, strength or endurance, transfers or promises any  
3 property or any personal advantage to or on behalf of any participant in a contest of  
4 skill, speed, strength or endurance is guilty of a Class ~~D~~ H felony.

5           \***-0590/P5.291\*** SECTION 488. 946.02 (1) (intro.) of the statutes is amended to  
6 read:

7           946.02 (1) (intro.) Whoever does any of the following is guilty of a Class ~~C~~ F  
8 felony:

9           \***-0590/P5.292\*** SECTION 489. 946.03 (1) (intro.) of the statutes is amended to  
10 read:

11           946.03 (1) (intro.) Whoever does any of the following is guilty of a Class ~~C~~ F  
12 felony:

13           \***-0590/P5.293\*** SECTION 490. 946.03 (2) of the statutes is amended to read:

14           946.03 (2) Whoever permits any premises under his or her care, control or  
15 supervision to be used by an assembly with knowledge that the purpose of the  
16 assembly is to advocate or teach the duty, necessity, desirability or propriety of  
17 overthrowing the government of the United States or this state by the use or threat  
18 of physical violence with intent that such government be overthrown or, after  
19 learning that the premises are being so used, permits such use to be continued is  
20 guilty of a Class ~~E~~ I felony.

21           \***-0590/P5.294\*** SECTION 491. 946.05 (1) of the statutes is amended to read:

22           946.05 (1) Whoever intentionally and publicly mutilates, defiles, or casts  
23 contempt upon the flag is guilty of a Class ~~E~~ I felony.

24           \***-0590/P5.295\*** SECTION 492. 946.10 (intro.) of the statutes is amended to  
25 read:



1           **946.10 Bribery of public officers and employes.** (intro.) Whoever does  
2 either of the following is guilty of a Class ~~D~~ H felony:

3           \***-0590/P5.296\*** SECTION 493. 946.11 (1) (intro.) of the statutes is amended to  
4 read:

5           **946.11 (1)** (intro.) Whoever does the following is guilty of a Class ~~E~~ I felony:

6           \***-0590/P5.297\*** SECTION 494. **946.12** (intro.) of the statutes is amended to  
7 read:

8           **946.12 Misconduct in public office.** (intro.) Any public officer or public  
9 employe who does any of the following is guilty of a Class ~~E~~ I felony:

10          \***-0590/P5.298\*** SECTION 495. 946.13 (1) (intro.) of the statutes is amended to  
11 read:

12          **946.13 (1)** (intro.) Any public officer or public employe who does any of the  
13 following is guilty of a Class ~~E~~ I felony:

14          \***-0590/P5.299\*** SECTION 496. 946.14 of the statutes is amended to read:

15          **946.14 Purchasing claims at less than full value.** Any public officer or  
16 public employe who in a private capacity directly or indirectly intentionally  
17 purchases for less than full value or discounts any claim held by another against the  
18 state or a political subdivision thereof or against any public fund is guilty of a Class  
19 ~~E~~ I felony.

20          \***-0590/P5.300\*** SECTION 497. 946.15 (1) of the statutes is amended to read:

21          **946.15 (1)** Any employer, or any agent or employe of an employer, who induces  
22 any person who seeks to be or is employed pursuant to a public contract as defined  
23 in s. 66.29 (1) (c) or who seeks to be or is employed on a project on which a prevailing  
24 wage rate determination has been issued by the department of workforce  
25 development under s. 66.293 (3), 103.49 (3) or 103.50 (3) or by a local governmental

1 unit, as defined in s. 66.293 (1) (d), under s. 66.293 (6) to give up, waive or return any  
2 part of the compensation to which that person is entitled under his or her contract  
3 of employment or under the prevailing wage rate determination issued by the  
4 department or local governmental unit, or who reduces the hourly basic rate of pay  
5 normally paid to an employe for work on a project on which a prevailing wage rate  
6 determination has not been issued under s. 66.293 (3) or (6), 103.49 (3) or 103.50 (3)  
7 during a week in which the employe works both on a project on which a prevailing  
8 wage rate determination has been issued and on a project on which a prevailing wage  
9 rate determination has not been issued, is guilty of a Class ~~E~~ I felony.

10 **\*-0590/P5.301\*** SECTION 498. 946.15 (3) of the statutes is amended to read:

11 946.15 (3) Any employer or labor organization, or any agent or employe of an  
12 employer or labor organization, who induces any person who seeks to be or is  
13 employed on a project on which a prevailing wage rate determination has been issued  
14 by the department of workforce development under s. 66.293 (3), 103.49 (3) or 103.50  
15 (3) or by a local governmental unit, as defined in s. 66.293 (1) (d), under s. 66.293 (6)  
16 to permit any part of the wages to which that person is entitled under the prevailing  
17 wage rate determination issued by the department or local governmental unit to be  
18 deducted from the person's pay is guilty of a Class ~~E~~ I felony, unless the deduction  
19 would be permitted under 29 CFR 3.5 or 3.6 from a person who is working on a project  
20 that is subject to 40 USC 276c.

21 **\*-0590/P5.302\*** SECTION 499. 946.31 (1) (intro.) of the statutes is amended to  
22 read:

23 946.31 (1) (intro.) Whoever under oath or affirmation orally makes a false  
24 material statement which the person does not believe to be true, in any matter, cause,

1 action or proceeding, before any of the following, whether **legally** constituted or  
2 exercising powers as if legally constituted, is guilty of a Class **D H** felony:

3 **\*-0590/P5.303\*** SECTION 500. 946.32 (1) (intro.) of the statutes is amended to  
4 read:

5 946.32 (1) (intro.) Whoever does either of the following is guilty of a Class **D**  
6 **H** felony:

7 **\*-0590/P5.304\*** SECTION 501. 946.41 (2m) (intro.) of the statutes is amended  
8 to read:

9 946.41 (**2m**) (intro.) Whoever violates sub. (1) under all of the following  
10 circumstances is guilty of a Class **D H** felony:

11 **\*-0590/P5.305\*** SECTION 502. 946.415 (2) (intro.) of the statutes is amended  
12 to read:

13 946.415 (2) (intro.) Whoever intentionally does all of the following is guilty of  
14 a Class **E I** felony:

15 **\*-0590/P5.306\*** SECTION 503. 946.42 (3) (intro.) of the statutes is amended to  
16 read:

17 946.42 (3) (intro.) A person in custody who intentionally escapes from custody  
18 under any of the following circumstances is guilty of a Class **D H** felony:

19 **\*-0590/P5.307\*** SECTION 504. 946.42 (4) of the statutes is repealed.

20 **\*-0590/P5.308\*** SECTION 505. 946.425 (1) of the statutes is amended to read:

21 946.425 (**1**) Any person who is subject to a series of periods of imprisonment  
22 under s. 973.03 (5) (b) and who intentionally fails to report to the county jail as  
23 required under the sentence is guilty of a Class **D H** felony.

24 **\*-0590/P5.309\*** SECTION 506. 946.425 (1m) (b) of the statutes is amended to  
25 read:

1           946.425 (1m) (b) Any person who receives a stay of execution of a sentence of  
2 imprisonment of 10 or more days to a county jail under s. 973.15 (8) (a) and who  
3 intentionally fails to report to the county jail as required under the sentence is guilty  
4 of a Class ~~D~~ H felony.

5           \***-0590/P5.310\*** SECTION 507. 946.425 (1r) (b) of the statutes is amended to  
6 read:

7           946.425 (1r) (b) Any person who is subject to a confinement order under s.  
8 973.09 (4) as the result of a conviction for a felony and who intentionally fails to  
9 report to the county jail or house of correction as required under the order is guilty  
10 of a Class ~~D~~ H felony.

11           \***-0590/P5.311\*** SECTION 508. 946.425 (2) of the statutes is repealed.

12           \***-0590/P5.312\*** SECTION 509. 946.43 (intro.) of the statutes is amended to  
13 read:

14           946.43 Assaults by prisoners. (intro.) Any prisoner confined to a state  
15 prison or other state, county or municipal detention facility who intentionally does  
16 any of the following is guilty of a Class ~~C~~ F felony:

17           \***-0590/P5.313\*** SECTION 510. 946.44 (1) (intro.) of the statutes is amended to  
18 read:

19           946.44 (1) (intro.) Whoever does the following is guilty of a Class ~~D~~ H felony:

20           \***-0590/P5.314\*** SECTION 511. 946.44 (1g) of the statutes is amended to read:

21           946.44 (1g) Any public officer or public employe who violates sub. (1) (a) or (b)  
22 is guilty of a Class ~~C~~ F felony.

23           \***-0590/P5.315\*** SECTION 512. 946.44 (1m) of the statutes is amended to read:

24           946.44 (1m) Whoever intentionally introduces into an institution where  
25 prisoners are detained or transfers to a prisoner any firearm, whether loaded or

1 unloaded, or any article used or fashioned in a manner to lead another person to  
2 believe it is a firearm, is guilty of a Class ~~C~~ F felony.

3 **\*-0590/P5.316\*** SECTION 513. 946.47 (1) (intro.) of the statutes is amended to  
4 read:

5 946.47 (1) (intro.) Whoever does either of the following is guilty of a Class ~~E~~ I  
6 felony:

7 **\*-0590/P5.317\*** SECTION 514. 946.48 (1) of the statutes is amended to read:

8 946.48 (1) Whoever sends, delivers, or causes to be transmitted to another any  
9 written or oral communication with intent to induce a false belief that the sender has  
10 knowledge of the whereabouts, physical condition, or terms imposed upon the return  
11 of a kidnapped or missing person is guilty of a Class ~~D~~ H felony.

12 **\*-0590/P5.318\*** SECTION 515. 946.49 (1) (b) of the statutes is amended to read:

13 946.49 (1) (b) If the offense with which the person is charged is a felony, guilty  
14 of a Class ~~D~~ H felony.

15 **\*-0590/P5.319\*** SECTION 516. 946.49 (2) of the statutes is amended to read:

16 946.49 (2) A witness for whom bail has been required under s. 969.01 (3) is  
17 guilty of a Class ~~E~~ I felony for failure to appear as provided.

18 **\*-0590/P5.320\*** SECTION 517. 946.50 (5d) of the statutes is created to read:

19 946.50 (5d) A Class F felony, if the person was adjudicated delinquent for  
20 committing an act that would be a Class F felony if committed by an adult.

21 **\*-0590/P5.321\*** SECTION 518. 946.50 (5h) of the statutes is created to read:

22 946.50 (5h) A Class G felony, if the person was adjudicated delinquent for  
23 committing an act that would be a Class G felony if committed by an adult.

24 **\*-0590/P5.322\*** SECTION 519. 946.50 (5p) of the statutes is created to read:

1           946.50 **(5p)** A Class H felony, if the person was adjudicated delinquent for  
2 committing an act that would be a Class H felony if committed by an adult.

3           \***-0590/P5.323\*** SECTION 520. 946.50 (5t) of the statutes is created to read:

4           946.50 **(5t)** A Class I felony, if the person was adjudicated delinquent for  
5 committing an act that would be a Class I felony if committed by an adult.

6           \***-0590/P5.324\*** SECTION 521. 946.60 (1) of the statutes is amended to read:

7           946.60 **(1)** Whoever intentionally destroys, alters, mutilates, conceals,  
8 removes, withholds or transfers possession of a document, knowing that the  
9 document has been subpoenaed by a court or by or at the request of a district attorney  
10 or the attorney general, is guilty of a Class ~~E~~ I felony.

11          \***-0590/P5.325\*** SECTION 522. 946.60 (2) of the statutes is amended to read:

12          946.60 (2) Whoever uses force, threat, intimidation or deception, with intent  
13 to cause or induce another person to destroy, alter, mutilate, conceal, remove,  
14 withhold or transfer possession of a subpoenaed document, knowing that the  
15 document has been subpoenaed by a court or by or at the request of a district attorney  
16 or the attorney general, is guilty of a Class ~~E~~ I felony.

17          \***-0590/P5.326\*** SECTION 523. 946.61 (1) (intro.) of the statutes is amended to  
18 read:

19          946.61 **(1)** (intro.) Whoever does any of the following is guilty of a Class ~~D~~ H  
20 felony:

21          \***-0590/P5.327\*** SECTION 524. 946.64 of the statutes is amended to read:

22          **946.64 Communicating with jurors.** Whoever, with intent to influence any  
23 person, summoned or serving as a juror, in relation to any matter which is before that  
24 person or which may be brought before that person, communicates with him or her

1 otherwise than in the regular course of proceedings in the trial or hearing of that  
2 matter is guilty of a Class ~~E~~ I felony.

3 **\*-0590/P5.328\*** SECTION 525. 946.65 (1) of the statutes is amended to read:

4 946.65 (1) Whoever for a consideration knowingly gives false information to  
5 any officer of any court with intent to influence the officer in the performance of  
6 official functions is guilty of a Class ~~E~~ I felony.

7 **\*-0590/P5.329\*** SECTION 526. 946.68 (1r) (a) of the statutes is amended to  
8 read:

9 946.68 (1r) (a) Except as provided in pars. (b) and (c), whoever sends or delivers  
10 to another any document which simulates legal process is guilty of a Class ~~E~~ I felony.

11 **\*-0590/P5.330\*** SECTION 527. 946.68 (1r) (b) of the statutes is amended to  
12 read:

13 946.68 (1r) (b) If the document under par. (a) is sent or delivered with intent  
14 to induce payment of a claim, the person is guilty of a Class ~~D~~ H felony.

15 **\*-0590/P5.331\*** SECTION 528. 946.68 (1r)(c) of the statutes is amended to read:

16 946.68 (1r) (c) If the document under par. (a) simulates any criminal process,  
17 the person is guilty of a Class ~~D~~ H felony.

18 **\*-0590/P5.332\*** SECTION 529. 946.69 (2) (intro.) of the statutes is amended to  
19 read:

20 946.69 (2) (intro.) Whoever does any of the following is guilty of a Class ~~E~~ I  
21 felony:

22 **\*-0590/P5.333\*** SECTION 530. 946.70 (2) of the statutes is amended to read:

23 946.70 (2) Any person violating sub. (1) with the intent to commit or aid or abet  
24 the commission of a crime other than the crime under this section is guilty of a Class  
25 ~~D~~ H felony.

1           \*~~0590/P5.334~~\* **SECTION 531.** 946.72 (1) of the statutes is amended to read:

2           946.72 **(1)** Whoever with intent to injure or defraud destroys, damages,  
3 removes or conceals any public record is guilty of a Class ~~D~~ H felony.

4           \*~~0590/P5.335~~\* **SECTION 532.** 946.74 (2) of the statutes is amended to read:

5           946.74 (2) Whoever violates sub. (1) with intent to commit a crime against  
6 sexual morality with or upon the inmate of the institution is guilty of a Class ~~D~~ H  
7 felony.

8           \*~~0590/P5.336~~\* **SECTION 533.** 946.76 of the statutes is amended to read:

9           **946.76 Search warrant; premature disclosure.** Whoever discloses prior  
10 to its execution that a search warrant has been applied for or issued, except so far  
11 as may be necessary to its execution, is guilty of a Class ~~E~~ I felony.

12           \*~~0590/P5.337~~\* **SECTION 534.** 946.82 (4) of the statutes is amended to read:

13           946.82 (4) "Racketeering activity" means any activity specified in 18 USC 1961  
14 (1) in effect as of April 27, 1982 or the attempt, conspiracy to commit, or commission  
15 of any of the felonies specified in: chs. 945 and 961 and ss. 49.49, 134.05, 139.44 (1),  
16 180.0129, 181.0129, 185.825, 200.09 (2), 215.12, 221.0625, 221.0636, 221.0637,  
17 221.1004, 551.41, 551.42, 551.43, 551.44, 553.41 (3) and (4), 553.52 (2), 940.01,  
18 940.19 (3) (4) to (6), 940.20, 940.201, 940.203, 940.21, 940.30, 940.305, 940.31, 941.20  
19 (2) and (3), 941.26, 941.28, 941.298, 941.31, 941.32, 943.01 (2) ~~or (2g)~~, 943.011,  
20 943.012, 943.013, 943.02, 943.03, 943.04, 943.05, 943.06, 943.10, 943.20 (3) (b) to (d)  
21 (e), 943.201, 943.23 (lg), (1m), (1r), (2) and (3), 943.24 (2), 943.25, 943.27, 943.28,  
22 943.30, 943.32, 943.34 (1) (b), (bm) and (c), 943.38, 943.39, 943.40, 943.41 (8) (b) and  
23 (c), 943.50 (4) (b), (bm) and (c), 943.60, 943.70, 944.205, 944.21 (5) (c) and (e), 944.32,  
24 944.33 (2), 944.34, 945.03, 945.04, 945.05, 945.08, 946.10, 946.11, 946.12, 946.13,



1 946.31, 946.32 (l), 946.48, 946.49, 946.61, 946.64, 946.65, 946.72, 946.76, 947.015,  
2 948.05, 948.08, 948.12 and 948.30.

3 **\*-0590/P5.338\*** SECTION 535. 946.84 (1) of the statutes is amended to read:

4 946.84 (1) Any person convicted of engaging in racketeering activity in  
5 violation of s. 946.83 is guilty of a Class ~~C~~ E felony.

6 **\*-3266/P1.147\*** SECTION 536. 946.85 (1) of the statutes, as affected by 1997  
7 Wisconsin Act 283, is amended to read:

8 946.85 (1) Any person who engages in a continuing criminal enterprise ~~shall~~  
9 ~~be imprisoned for not less than 10 years nor more than 30 years, and fined not more~~  
10 ~~than \$10,000 or as provided in s. 946.84 (2). If the court imposes a sentence less than~~  
11 ~~the presumptive minimum sentence, it shall place its reasons for doing so on the~~  
12 ~~record~~ is guilty of a Class E felony.

13 **\*-0590/P5.340\*** SECTION 537. 947.013 (1t) of the statutes is amended to read:

14 947.013 (1t) Whoever violates sub. (lr) is guilty of a Class ~~E~~ I felony if the  
15 person has a prior conviction under this subsection or sub. (1r), (1v) or (lx) or s.  
16 940.32 (2), (2m), (3) or (3m) involving the same victim and the present violation  
17 occurs within 7 years of the prior conviction.

18 **\*-0590/P5.341\*** SECTION 538. 947.013 (1v) of the statutes is amended to read:

19 947.013 (1v) Whoever violates sub. (1r) is guilty of a Class ~~D~~ H felony if he or  
20 she intentionally gains access to a record in electronic format that contains  
21 personally identifiable information regarding the victim in order to facilitate the  
22 violation under sub. (lr).

23 **\*-0590/P5.342\*** SECTION 539. 947.013 (lx) (intro.) of the statutes is amended  
24 to read:

1           947.013 **(lx)** (intro.) Whoever violates sub. (lr) under all of the following  
2 circumstances is guilty of a Class ~~D~~ H felony:

3           \*~~0590/P5.343~~\* SECTION 540. 947.015 of the statutes is amended to read:

4           **947.015 Bomb scares.** Whoever intentionally conveys or causes to be  
5 conveyed any threat or false information, knowing such to be false, concerning an  
6 attempt or alleged attempt being made or to be made to destroy any property by the  
7 means of explosives is guilty of a Class ~~E~~ I felony.

8           \*~~0590/P5.344~~\* SECTION 541. 948.02 (2) of the statutes is amended to read:

9           948.02 (2) ~~SECOND DEGREE SEXUAL ASSAULT~~. Whoever has sexual contact or  
10 sexual intercourse with a person who has not attained the age of 16 years is guilty  
11 of a Class ~~BC~~ C felony.

12           \*~~0590/P5.345~~\* SECTION 542. 948.02 (3) of the statutes is amended to read:

13           948.02 (3) ~~FAILURE TO ACT~~. A person responsible for the welfare of a child who  
14 has not attained the age of 16 years is guilty of a Class ~~C~~ F felony if that person has  
15 knowledge that another person intends to have, is having or has had sexual  
16 intercourse or sexual contact with the child, is physically and emotionally capable  
17 of taking action which will prevent the intercourse or contact from taking place or  
18 being repeated, fails to take that action and the failure to act exposes the child to an  
19 unreasonable risk that intercourse or contact may occur between the child and the  
20 other person or facilitates the intercourse or contact that does occur between the  
21 child and the other person.

22           \*~~0590/P5.346~~\* SECTION 543. 948.02 (3m) of the statutes is repealed.

23           \*~~0590/P5.347~~\* SECTION 544. 948.025 (1) of the statutes is renumbered  
24 948.025 (1) (intro.) and amended to read:

1 948.025 (1) (intro.) Whoever commits 3 or more violations under s. 948.02 (1)  
2 or (2) within a specified period of time involving the same child is guilty of a:

3 (a) A Class B felony if at least 3 of the violations were violations of s. 948.02 (1).

4 **\*-0590/P5.348\*** SECTION 545. 948.025 (1) (b) of the statutes is created to read:

5 948.025 (1) (b) A Class C felony if fewer than 3 of the violations were violations  
6 of s. 948.02 (1).

7 **\*-0590/P5.349\*** SECTION 546. 948.025 (2) of the statutes is renumbered  
8 948.025 (2) (b) and amended to read:

9 948.025 (2) (b) If an action under sub. (1) (b) is tried to a jury, in order to find  
10 the defendant guilty the members of the jury must unanimously agree that at least  
11 3 violations of s. 948.02(1) or (2) occurred within the ~~time~~ specified period ~~applicable~~  
12 ~~under sub. (1) of time~~ but need not agree on which acts constitute the requisite  
13 number and need not agree on whether a particular violation was a violation of s.  
14 948.02(1) or (2).

15 **\*-0590/P5.350\*** SECTION 547. 948.025 (2) (a) of the statutes is created to read:

16 948.025 (2) (a) If an action under sub. (1) (a) is tried to a jury, in order to find  
17 the defendant guilty the members of the jury must unanimously agree that at least  
18 3 violations of s. 948.02 (1) occurred within the specified period of time but need not  
19 agree on which acts constitute the requisite number.

20 **\*-0590/P5.351\*** SECTION 548. 948.025 (2m) of the statutes is repealed.

21 **\*-0590/P5.352\*** SECTION 549. 948.03 (2) (a) of the statutes is amended to read:

22 948.03 (2) (a) Whoever intentionally causes great bodily harm to a child is  
23 guilty of a Class ~~C~~ E felony.

24 **\*-0590/P5.353\*** SECTION 550. 948.03 (2) (b) of the statutes is amended to read:

1           948.03 (2) (b) Whoever intentionally causes bodily harm to a child is guilty of  
2 a Class ~~D~~ H felony.

3           \*~~-0590/P5.354~~\* SECTION 551. 948.03 (2) (c) of the statutes is amended to read:

4           948.03 (2) (c) Whoever intentionally causes bodily harm to a child by conduct  
5 which creates a high probability of great bodily harm is guilty of a Class ~~C~~ F felony.

6           \*~~-0590/P5.355~~\* SECTION 552. 948.03 (3) (a) of the statutes is amended to read:

7           948.03 (3) (a) Whoever recklessly causes great bodily harm to a child is guilty  
8 of a Class ~~D~~ G felony.

9           \*~~-0590/P5.356~~\* SECTION 553. 948.03 (3) (b) of the statutes is amended to read:

10          948.03 (3) (b) Whoever recklessly causes bodily harm to a child is guilty of a  
11 Class ~~E~~ I felony.

12          \*~~-0590/P5.357~~\* SECTION 554. 948.03 (3) (c) of the statutes is amended to read:

13          948.03 (3) (c) Whoever recklessly causes bodily harm to a child by conduct  
14 which creates a high probability of great bodily harm is guilty of a Class ~~D~~ H felony.

15          \*~~-0590/P5.358~~\* SECTION 555. 948.03 (4) (a) of the statutes is amended to read:

16          948.03 (4) (a) A person responsible for the child's welfare is guilty of a Class  
17 ~~C~~ F felony if that person has knowledge that another person intends to cause, is  
18 causing or has intentionally or recklessly caused great bodily harm to the child and  
19 is physically and emotionally capable of taking action which will prevent the bodily  
20 harm from occurring or being repeated, fails to take that action and the failure to act  
21 exposes the child to an unreasonable risk of great bodily harm by the other person  
22 or facilitates the great bodily harm to the child that is caused by the other person.

23          \*~~-0590/P5.359~~\* SECTION 556. 948.03 (4) (b) of the statutes is amended to read:

24          948.03 (4) (b) A person responsible for the child's welfare is guilty of a Class  
25 ~~D~~ H felony if that person has knowledge that another person intends to cause, is

1 causing or has intentionally or recklessly caused bodily harm to the child and is  
2 physically and emotionally capable of taking action which will prevent the bodily  
3 harm from occurring or being repeated, fails to take that action and the failure to act  
4 exposes the child to an unreasonable risk of bodily harm by the other person or  
5 facilitates the bodily harm to the child that is caused by the other person.

6 SECTION 557. 948.03 (5) of the statutes is repealed.

7 **\*-0590/P5.360\*** SECTION 558. 948.04 (1) of the statutes is amended to read:

8 948.04 (1) Whoever is exercising temporary or permanent control of a child and  
9 causes mental harm to that child by conduct which demonstrates substantial  
10 disregard for the mental well-being of the child is guilty of a Class C F felony.

11 **\*-0590/P5.361\*** SECTION 559. 948.04 (2) of the statutes is amended to read:

12 948.04 (2) A person responsible for the child's welfare is guilty of a Class C F  
13 felony if that person has knowledge that another person has caused, is causing or will  
14 cause mental harm to that child, is physically and emotionally capable of taking  
15 action which will prevent the harm, fails to take that action and the failure to act  
16 exposes the child to an unreasonable risk of mental harm by the other person or  
17 facilitates the mental harm to the child that is caused by the other person.

18 **\*-0590/P5.362\*** SECTION 560. 948.05 (1) (intro.) of the statutes is amended to  
19 read:

20 948.05 (1) (intro.)> Whoever does any of the following with knowledge of the  
21 character and content of the sexually explicit conduct involving the child is guilty of  
22 a Class C F felony:

23 **\*-0590/P5.363\*** SECTION 561. 948.05 (1m) of the statutes, as affected by 1999  
24 Wisconsin Act 3, is amended to read:

1           948.05 **(lm)** Whoever produces, performs in, profits from, promotes, imports  
2 into the state, reproduces, advertises, sells, distributes or possesses with intent to  
3 sell or distribute, any undeveloped film, photographic negative, photograph, motion  
4 picture, videotape, sound recording or other reproduction of a child engaging in  
5 sexually explicit conduct is guilty of a Class ~~C~~ F felony if the person knows the  
6 character and content of the sexually explicit conduct involving the child and if the  
7 person knows or reasonably should know that the child engaging in the sexually  
8 explicit conduct has not attained the age of 18 years.

9           \***-0590/P5.364\*** SECTION 562. 948.05 (2) of the statutes, as affected by 1999  
10 Wisconsin Act 3, is amended to read:

11           948.05 (2) A person responsible for a child's welfare who knowingly permits,  
12 allows or encourages the child to engage in sexually explicit conduct for a purpose  
13 proscribed in sub. (1) (a) or (b) or (lm) is guilty of a Class ~~C~~ F felony.

14           \***-0590/P5.365\*** SECTION 563. 948.055 (2) (a) of the statutes is amended to  
15 read:

16           948.055 (2) (a) A Class ~~C~~ F felony if the child has not attained the age of 13  
17 years.

18           \***-0590/P5.366\*** SECTION 564. 948.055 (2) (b) of the statutes is amended to  
19 read:

20           948.055 (2) (b) A Class ~~D~~ H felony if the child has attained the age of 13 years  
21 but has not attained the age of 18 years.

22           \***-0590/P5.367\*** SECTION 565. 948.06 (intro.) of the statutes is amended to  
23 read:

24           **948.06 Incest with a child.** (intro.) Whoever does any of the following is  
25 guilty of a Class ~~BC~~ C felony:

1           \***-0590/P5.368\*** SECTION 566. 948.07 (intro.) of the statutes is amended to  
2 read:

3           **948.07 Child enticement.** (intro.) Whoever, with intent to commit any of the  
4 following acts, causes or attempts to cause any child who has not attained the age  
5 of 18 years to go into any vehicle, building, room or secluded place is guilty of a Class  
6 ~~BC~~ D felony:

7           \***-0590/P5.369\*** SECTION 567. 948.08 of the statutes is amended to read:

8           **948.08 Soliciting a child for prostitution.** Whoever intentionally solicits  
9 or causes any child to practice prostitution or establishes any child in a place of  
10 prostitution is guilty of a Class ~~BC~~ D felony.

11           \***-0590/P5.370\*** SECTION 568. 948.095 (2) (intro.) of the statutes is amended  
12 to read:

13           948.095 (2) (intro.) Whoever has sexual contact or sexual intercourse with a  
14 child who has attained the age of 16 years and who is not the defendant's spouse is  
15 guilty of a Class ~~D~~ H felony if all of the following apply:

16           \***-0590/P5.371\*** SECTION 569. 948.11 (2) (a) of the statutes is amended to read:

17           948.11 (2) (a) Whoever, with knowledge of the nature of the material, sells,  
18 rents, exhibits, transfers or loans to a child any harmful material, with or without  
19 monetary consideration, is guilty of a Class ~~E~~ I felony.

20           \***-0590/P5.372\*** SECTION 570. 948.11 (2) (am) of the statutes is amended to  
21 read:

22           948.11 (2) (am) Any person who has attained the age of 17 and who, with  
23 knowledge of the nature of the description or narrative account, verbally  
24 communicates, by any means, a harmful description or narrative account to a child,  
25 with or without monetary consideration, is guilty of a Class ~~E~~ I felony.