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1 SECTION 56. 69.24 (1) (intro.) of the statutes, as affected by 1997 Wisconsin Act
2 283, is amended to read:

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

6 SECTION 57. 70.47 (18) (a) of the statutes, as affected by 1997 Wisconsin Act
7 283, is amended to read:

8 70.47 (18) (a) Whoever with intent to injure or defraud alters, damages,
9 removes or conceals any of the items specified under subs. (8) (f) and (17) ~~may be fined~~
10 ~~not more than \$1,000 or imprisoned for not more than 3 years or both~~ is guilty of a
11 Class I felony.

12 SECTION 58. 71.83 (2) (b) of the statutes, as affected by 1997 Wisconsin Act 283,
13 is amended to read:

14 71.83 (2) (b) Felony. 1. 'False income tax return; fraud.' Any person, other than
15 a corporation or limited liability company, who renders a false or fraudulent income
16 tax return with intent to defeat or evade any assessment required by this chapter
17 ~~shall be~~ is guilty of a Class H felony and may be fined not more than \$10,000 or

18 imprisoned for not more than 7 years and 6 months or both, together with
19 the cost of prosecution. In this subdivision, "return" includes a separate return filed
20 by a spouse with respect to a taxable year for which a joint return is filed under s.
21 71.03 (2) (g) to (L) after the filing of that separate return, and a joint return filed by
22 the spouses with respect to a taxable year for which a separate return is filed under
23 s. 71.03 (2) (m) after the filing of that joint return.

24 2. 'Officer of a corporation; false franchise or income tax return.' Any officer
25 of a corporation or manager of a limited liability company required by law to make,

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1 render, sign or verify any franchise or income tax return, who makes any false or
 2 fraudulent franchise or income tax return, with intent to defeat or evade any
 3 assessment required by this chapter ~~shall be~~ is guilty of a Class H felony and may
 4 ~~be fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months~~
 5 ~~or be~~ together with assessed the cost of prosecution.

6 3. 'Evasion.' Any person who removes, deposits or conceals or aids in removing,
 7 depositing or concealing any property upon which a levy is authorized with intent
 8 to evade or defeat the assessment or collection of any tax administered by the
 9 department is guilty of a Class I felony and may be fined not more than \$5,000 or
 10 imprisoned for not more than 4 years and 6 months or both, together with
 11 the costs cost of prosecution.

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

20 **SECTION 59.** 86.192 (4) of the statutes, as affected by 1997 Wisconsin Act 283,
 21 is amended to read:

22 86.192 (4) Any person who violates this section ~~shall be fined not more than~~
 23 ~~\$10,000 or imprisoned for not more than 3~~ ars or both is guilty of a Class H felony
 24 if the injury, defacement or removal causes the death of a person.

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SECTION 60

1 **SECTION 60.** 97.43 (4) of the statutes, as affected by 1997 Wisconsin Act 283,
2 is amended to read:

3 97.43 (4) Whoever violates this section ~~may be fined not less than \$500 nor~~
4 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is
5 guilty of a Class H felony.

6 **SECTION 61.** 97.45 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
7 is amended to read:

8 97.45 (2) Whoever violates this section ~~may be fined not less than \$500 nor~~
9 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is
10 guilty of a Class H felony.

11 **SECTION 62.** 100.171 (7) (b) of the statutes is amended to read:

12 100.171 (7) (b) Whoever intentionally violates this section ~~may be fined not~~
13 ~~more than \$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class
14 Afelony,n intentionally violates this section if the violation occurs after the
15 department or a district attorney has notified the person by certified mail that the
16 person is in violation of this section.

17 **SECTION 63.** 100.2095 (6) (d) of the statutes is amended to read:

18 100.2095 (6) (d) A person who violates sub. (3), (4) or (5) may be fined not ~~less~~
19 ~~than \$100 nor~~ more than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~one year~~
20 9 months or both. Each day of violation constitutes a separate offense.

21 **SECTION 64.** 100.26 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
22 is amended to read:

23 100.26 (2) Any person violating s. 100.02 ~~shall be fined not less than \$50 nor~~
24 ~~more than \$3,000 or imprisoned for not less than 30 days nor more than 4 years and~~
25 ~~6 months or both~~ is guilty of a Class I felony

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1 **SECTION 65.** 100.26 (5) of the statutes, as affected by 1997 Wisconsin Act 283,
2 is amended to read:

3 100.26 (5) Any person violating s. 100.06 or any order or regulation of the
4 department thereunder, or s. 100.18 (9), ~~shall~~ may be fined not ~~less than \$100 nor~~
5 more than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both.
6 Each day of violation constitutes a separate offense.

7 **SECTION 66.** 100.26 (7) of the statutes, as affected by 1997 Wisconsin Act 283,
8 is amended to read:

9 100.26 (7) Any person violating s. 100.182 ~~shall~~ may be fined not ~~less than \$500~~
10 ~~nor~~ more than ~~\$5,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or
11 both for each offense. Each unlawful advertisement published, printed or mailed on
12 separate days or in separate publications, hand bills or direct mailings is a separate
13 violation of this section.

14 **SECTION 67. 101.143** (10) (b) of the statutes, as affected by 1997 Wisconsin Act
15 283, is amended to read:

16 **101.143 (10)** (b) Any owner or operator, person owning a home oil tank system
17 or service provider who intentionally destroys a document that is relevant to a claim
18 for reimbursement under this section ~~may be fined not more than \$10,000 or~~
19 ~~imprisoned for not more than 15 years or both~~ is guilty of a Class G felony.

20 **SECTION 68.** 101.94 (8) (b) of the statutes, as affected by 1997 Wisconsin Act
21 283, is amended to read:

22 101.94 (8) (b) Any individual or a director, officer or agent of a corporation who
23 knowingly and wilfully violates this subchapter in a manner which threatens the
24 health or safety of a purchaser ~~shall~~ may be fined not more than ~~\$1,000~~ \$10,000 or
25 imprisoned for not more than ~~2 years~~ 9 months or both.

BILL**SECTION 69**

1 **SECTION 69.** 102.835 (11) of the statutes, as affected by 1997 Wisconsin Act 283,
2 is amended to read:

3 **102.835 (11) EVASION.** Any person who removes, deposits or conceals or aids in
4 removing, depositing or concealing any property upon which a levy is authorized
5 under this section with intent to evade or defeat the assessment or collection of any
6 debt ~~may be fined not more than \$5,000 or imprisoned for not more than 4 years and~~
7 ~~6 months or both,~~ is guilty of a Class I felony and shall be liable to the state for the
8 costs of prosecution.

9 **SECTION 70.** 102.835 (18) of the statutes, as affected by 1997 Wisconsin Act 283,
10 is amended to read:

11 **102.835 (18) RESTRICTION ON EMPLOYMENT PENALTIES BY REASON OF LEVY.** No
12 employer may discharge or otherwise discriminate with respect to the terms and
13 conditions of employment against any employe by reason of the fact that his or her
14 earnings have been subject to levy for any one levy or because of compliance with any
15 provision of this section. Whoever wilfully violates this subsection may be fined not
16 more than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both.

17 **SECTION 71.** 102.85 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
18 is amended to read:

19 102.85 (3) An employer who violates an order to cease operations under s.
20 102.28 (4) ~~may be fined not more than \$10,000 or imprisoned for not more than 3~~
21 ~~years or both~~ is guilty of a Class I felony

22 **SECTION 72.** 108.225 (11) of the statutes, as affected by 1997 Wisconsin Act 283,
23 is amended to read:

24 108.225 (11) **EVASION.** Any person who removes, deposits or conceals or aids in
25 removing, depositing or concealing any property upon which a levy is authorized

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1 under this section with intent to evade or defeat the assessment or collection of any
2 debt may be ~~fine~~ ~~more than \$5,000~~ ~~imprisoned for not more than 4 years and~~
3 ~~6 months or both~~, is guilty of a Class I felony and shall be liable to the state for the
4 costs of prosecution.

5 **SECTION 73.** 108.225 (18) of the statutes, as affected by 1997 Wisconsin Act 283,
6 is amended to read:

7 **108.225 (18) RESTRICTION ON EMPLOYMENT PENALTIES BY REASON OF LEVY.** No
8 employer may discharge or otherwise discriminate with respect to the terms and
9 conditions of employment against any employe by reason of the fact that his or her
10 earnings have been subject to levy for any one levy or because of compliance with any
11 provision of this section. Whoever wilfully violates this subsection may be fined not
12 more than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both.

13 **SECTION 74.** 110.07 (5) (a) of the statutes is amended to read:

14 110.07 (5) (a) In this subsection, "bulletproof garment" ~~has the meaning given~~
15 ~~in s. 939.64 (1)~~ means a vest or other garment designed, redesigned or adapted to
16 prevent bullets from penetrating through the garment.

17 **SECTION 75.** 114.20 (18) (c) of the statutes, as affected by 1997 Wisconsin Act
18 283, is amended to read:

19 114.20 (18) (c) Any person who knowingly makes a false statement in any
20 application or in any other document required to be filed with the department, or who
21 knowingly foregoes the submission of any application, document, or any registration
22 certificate or transfer shall be fined not more than \$5,000 or imprisoned for not more
23 ~~than 7 years and 6 months or both~~ is guilty of a Class H felony.

24 **SECTION 76.** 115.31 (2g) of the statutes is amended to read:

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1 115.31 (2g) Notwithstanding subch. II of ch. 111, the state superintendent shall
2 revoke a license granted by the state superintendent, without a hearing, if the
3 licensee is convicted of any Class A, B, C ~~or~~ D, E, F, G or H felony under ch. 940 or
4 948, except ss. 940.08 and 940.205, for a violation that occurs on or after September
5 12, 1991.

6 **SECTION 77. 118.19** (4) (a) of the statutes is amended to read:

7 **118.19** (4) (a) Notwithstanding subch. II of ch. 111, the state superintendent
8 may not grant a license to any person who has been convicted of any Class A, B, C
9 ~~or~~ D, E, F, G or H felony under ch. 940 or 948, except ss. 940.08 and 940.205, or of
10 an equivalent crime in another state or country, for a violation that occurs on or after
11 September 12, 1991, for 6 years following the date of the conviction, and may grant
12 the license only if the person establishes by clear and convincing evidence that he or
13 she is entitled to the license.

14 **SECTION 78.** 125.075 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
15 is renumbered 125.075 (2) (a) and amended to read:

16 125.075 (2) (a) Whoever violates sub. (1) ~~may be fined not more than \$10,000~~
17 ~~or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
18 felony if the underage person suffers great bodily harm, as defined in s. 939.22 (14).

19 **SECTION 79.** 125.075 (2) (b) of the statutes is created to read:

20 125.075 (2) (b) Whoever violates sub. (1) is guilty of a Class G felony if the
21 underage person dies.

22 **SECTION 80.** 125.085 (3) (a) 2. of the statutes, as affected by 1997 Wisconsin Act
23 283, is amended to read:

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

4 **SECTION 81.** 125.105 (2) (b) of the statutes, as affected by 1997 Wisconsin Act
5 283, is amended to read:

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

9 **SECTION 82.** 125.66 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
10 is amended to read:

11 125.66 (3) Any person manufacturing or rectifying intoxicating liquor without
12 holding appropriate permits under this chapter, or any person who sells such liquor,
13 ~~shall be fined not more than \$10,000 or imprisoned for not more than 15 years or~~
14 ~~both. Second or subsequent convictions shall be punished by both the fine and~~
15 ~~imprisonment~~ is guilty of a Class F felony.

16 **SECTION 83.** 125.68 (12) (b) of the statutes, as affected by 1997 Wisconsin Act
17 283, is amended to read:

18 125.68 (12) (b) Whoever violates par. (a) ~~shall be fined not less than \$1,000 nor~~
19 ~~more than \$5,000 or imprisoned for not less than one year nor more than 15 years~~
20 ~~or both~~ is guilty of a Class F felony

21 **SECTION 84.** 125.68 (12) (c) of the statutes, as affected by 1997 Wisconsin Act
22 283, is amended to read:

23 125.68 (12) (c) Any person causing the death of another human being through
24 the selling or otherwise disposing of, for beverage purposes, either denatured alcohol

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1 or alcohol or alcoholic liquid redistilled from denatured alcohol-
2 - & w i s g u i l t v o f a C l a s s E f e l o n y .

3 **SECTION 85.** 132.20 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
4 is amended to read:

5 132.20 (2) Any person who, with intent to deceive, traffics or attempts to traffic
6 in this state in a counterfeit mark or in any goods or service bearing or provided
7 under a counterfeit mark ~~shall~~ is guilty of a Class H felony. except that,
8 notwithstanding the maximum fine specified in s. 939.50 (3)(h), if the person is an
9 individual, he or she may be fined not more than \$250,000 or ~~imprisoned for not more~~
10 ~~than 7 years and 6 months or both, or, and~~ if the person is not an individual, the
11 person may be fined not more than \$1,000,000.

12 **SECTION 86.** 133.03 (1) of the statutes, as affected by 1997 Wisconsin Act 283,
13 is amended to read:

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

21 **SECTION 87.** 133.03 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
22 is amended to read:

23 133.03 (2) Every person who monopolizes, or attempts to monopolize, or
24 combines or conspires with any other person or persons to monopolize any part of
25 trade or commerce is guilty of a Class H felony, except that, notwithstanding the

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1 ~~maximum fine specified in s. 939.50 (3)(a), the person~~ may be fined not more than
2 \$100,000 if a corporation, or, if any other person, may be fined not more than \$50,000
3 ~~or imprisoned for not more than 7 years and 6 months or both.~~

4 **SECTION 88.** 134.05 (4) of the statutes, as affected by 1997 Wisconsin Act 283,
5 is amended to read:

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

10 **SECTION 89.** 134.16 of the statutes, as affected by 1997 Wisconsin Act 283, is
11 amended to read:

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

24 **SECTION 90.** 134.20 (1) (intro.) of the statutes, as affected by 1997 Wisconsin
25 Act 283, is amended to read:

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

4 **SECTION 91. 134.205 (4)** of the statutes, as affected by 1997 Wisconsin Act 283,
5 is amended to read:

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

10 **SECTION 92.** 134.58 of the statutes, as affected by 1997 Wisconsin Act 283, is
11 amended to read:

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

19 **SECTION 93.** 139.44 (1) of the statutes, as affected by 1997 Wisconsin Act 283,
20 is amended to read:

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

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

3 SECTION 94. 139.44 (lm) of the statutes, as affected by 1997 Wisconsin Act 283,
4 is amended to read:

5 139.44 (lm) Any person who falsely or fraudulently tampers with a cigarette
6 meter in order to evade the tax under s. 139.31 ~~shall be imprisoned for not less than~~
7 ~~one year nor more than 15 years~~ is guilty of a Class G felony.

8 SECTION 95. 139.44 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
9 is amended to read:

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

15 SECTION 96. 139.44 (8) (c) of the statutes, as affected by 1997 Wisconsin Act 283,
16 is amended to read:

17 139.44 (8) (c) If the number of cigarettes exceeds 36,000, ~~a fine of not more than~~
18 ~~\$10,000 or imprisonment for not more than 3 years or both~~ the person is guilty of a
19 Class I felony.

20 SECTION 97. 139.95 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
21 is amended to read:

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

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SECTION 98

1 **SECTION 98.** 139.95 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
2 is amended to read:

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

11 **SECTION 99.** 146.345 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
12 is amended to read:

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

17 **SECTION 100.** 146.35 (5) of the statutes, as affected by 1997 Wisconsin Act 283,
18 is amended to read:

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

22 **SECTION 101.** 146.60 (9) (am) of the statutes, as affected by 1997 Wisconsin Act
23 283, is amended to read:

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

4 **SECTION 102.** 146.70 (10) (a) of the statutes, as affected by 1997 Wisconsin Act
5 283, is amended to read:

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

12 **SECTION 103.** 154.15 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
13 is amended to read:

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

21 **SECTION 104.** 154.29 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
22 is amended to read:

23 154.29 (2) Any person who, with the intent to cause the withholding or
24 withdrawal of resuscitation contrary to the wishes of any patient, falsifies, forges or
25 transfers a do-not-resuscitate bracelet to that patient or conceals the revocation

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1 under s. 154.21 of a do-not-resuscitate order or any responsible person who
2 withholds personal knowledge of a revocation under s. 154.21 on
3 ~~than \$10,000 or imprisoned for not more than 15 years or both~~ is guilty of a Class E
4 felony

5 **SECTION 105.** 166.20 (11) (b) of the statutes, as affected by 1997 Wisconsin Act
6 283, is amended to read:

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

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

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

19 **SECTION 106.** 167.10 (9) (g) of the statutes, as affected by 1997 Wisconsin Act
20 283, is amended to read:

21 167.10 (9) (g) Whoever violates sub. (6m) (a), (b) or (c) or a rule promulgated
22 under sub. (6m) (e) ~~may be fined not more than \$10,000 or imprisoned for not more~~
23 ~~than 15 years or both~~ is guilty of a Class G felony

24 **SECTION 107.** 175.20 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
25 is amended to read:

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

6 **SECTION 108.** 180.0129 (2) of the statutes, as affected by 1997 Wisconsin Act
7 283, is amended to read:

8 180.0129 (2) Whoever violates this section ~~may be fined not more than \$10,000~~
9 ~~or imprisoned for not more than 3 years or both~~ is guilty of a Class I felony.

10 **SECTION 109.** 181.0129 (2) of the statutes, as affected by 1997 Wisconsin Act
11 283, is amended to read:

12 181.0129 (2) **PENALTY.** Whoever violates this section ~~may be fined not more~~
13 ~~than \$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class I
14 felony.

15 **SECTION 110.** 185.825 of the statutes, as affected by 1997 Wisconsin Act 283,
16 is amended to read:

17 **185.825 Penalty for false document.** Whoever causes a document to be
18 filed, knowing it to be false in any material respect, ~~may be fined not more than~~
19 ~~\$1,000 or imprisoned for not more than 4 years and 6 months or both~~ is guilty of a
20 Class I felony.

21 **SECTION 111.** 200.09 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
22 is amended to read:

23 200.09 (2) Every director, president, secretary or other official or agent of any
24 public service corporation, who shall practice fraud or knowingly make any false
25 statement to secure a certificate of authority to issue any security, or issue under a

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1 certificate so obtained and with knowledge of such fraud, or false statement, or
2 negotiate, or cause to be negotiated, any security, in violation of this chapter, ~~shall~~
3 ~~be fined not less than \$500 or imprisoned for not less than one year nor more than~~
4 ~~15 years or both~~ is guilty of a Class I felony.

5 **SECTION 112.** 214.93 of the statutes, as affected by 1997 Wisconsin Act 283, is
6 amended to read:

7 **214.93 False statements.** A person may not knowingly make, cause, or allow
8 another person to make or cause to be made, a false statement, under oath if required
9 by this chapter or on any report or statement required by the division or by this
10 chapter. In addition to any forfeiture under s. 214.935, a person who violates this
11 section ~~may be imprisoned for not more than 30 years~~ is guilty of a Class F felony.

12 **SECTION 113.** 215.02 (6) (b) of the statutes, as affected by 1997 Wisconsin Act
13 283, is amended to read:

14 215.02 (6) (b) If any person mentioned in par. (a) discloses the name of any
15 debtor of any association or any information about the private account or
16 transactions of such association, discloses any fact obtained in the course of any
17 examination of any association, or discloses examination or other confidential
18 information obtained from any state or federal regulatory authority, including an
19 authority of this state or another state, for financial institutions, mortgage bankers,
20 insurance or securities, except as provided in par. (a), he or she is guilty of a Class
21 I felony and shall forfeit his or her office or position and may be fined not less than
22 ~~\$100 nor more than \$1,000 or imprisoned for not less than 6 months nor more than~~
23 ~~3 years or both.~~

24 **SECTION 114.** 215.12 of the statutes, as affected by 1997 Wisconsin Act 283, is
25 amended to read:

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1 **215.12 Penalty for dishonest acts; falsification of records.** Every officer,
2 director, employe or agent of any association who steals, abstracts, or wilfully
3 misapplies any property of the association, whether owned by it or held in trust, or
4 who, without authority, issues or puts forth any certificate of savings accounts,
5 assigns any note, bond, mortgage, judgment or decree, or, who makes any false entry
6 in any book, record, report or statement of the association with intent to injure or
7 defraud the association or any person or corporation, or to deceive any officer or
8 director of the association, or any other person, or any agent appointed to examine
9 the affairs of such association, or any person who, with like intent, aids or abets any
10 officer, director, employe or agent in the violation of this section, ~~shall be imprisoned~~
11 ~~in the Wisconsin state prisons for not more than 30 years~~ is guilty of a Class F felony.

12 **SECTION 115. 215.21 (21)** of the statutes, as affected by 1997 Wisconsin Act 283,
13 is amended to read:

14 **215.21 (21) PENALTY FOR GIVING OR ACCEPTING MONEY FOR LOANS.** Every officer,
15 director, employe or agent of any association, or any appraiser making appraisals for
16 any association, who accepts or receives, or offers or agrees to accept or receive
17 anything of value in consideration of its loaning any money to any person; or any
18 person who offers, gives, presents or agrees to give or present anything of value to
19 any officer, director, employe or agent of any association or to any appraiser making
20 appraisals for any association in consideration of its loaning money to the person,
21 ~~shall be fined not more than \$10,000 or imprisoned in the Wisconsin state prisons~~
22 ~~for not more than 3 years or both~~ is guilty of a Class I felony. Nothing in this
23 subsection prohibits an association from employing an officer, employe or agent to
24 solicit mortgage loans and to pay the officer, employe or agent on a fee basis.

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1 **SECTION 116.** 2 18.21 (7) of the statutes, as affected by 1997 Wisconsin Act 283,
2 is amended to read:

3 218.21 (7) Any person who knowingly makes a false statement in an
4 application for a motor vehicle salvage dealer license ~~may be fined not more than~~
5 ~~\$5,000 or imprisoned for not more than 7~~ ars and 6 months or both is guilty of a
6 Class H felony.

7 **SECTION 117.** 220.06 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
8 is amended to read:

9 220.06 (2) If any employe in the division or any member of the banking review
10 board or any employe thereof discloses the name of any debtor of any bank or
11 licensee, or anything relative to the private account or transactions of such bank or
12 licensee, or any fact obtained in the course of any examination of any bank or
13 licensee, except as herein provided, that person is guilty of a Class I felony and shall
14 be subject, upon conviction, to forfeiture of office or position ~~and may be fined not less~~
15 ~~than \$100 nor more than \$1,000 or imprisoned for not less than 6 months nor more~~
16 ~~than 3 years or both.~~

17 **SECTION 118.** 221.0625 (2) (intro.) of the statutes, as affected by 1997 Wisconsin
18 Act 283, is amended to read:

19 221.0625 (2) **PENALTY.** (intro.) An officer or director of a bank who, in violation
20 of this section, directly or indirectly does any of the following ~~may be imprisoned for~~
21 ~~not more than 15 years~~ is guilty of a Class F felony:

22 **SECTION 119.** 221.0636 (2) of the statutes, as affected by 1997 Wisconsin Act
23 283, is amended to read:

24 221.0636 (2) **PENALTY.** Any person who violates sub. (1) ~~may be imprisoned for~~
25 ~~not more than 30 years~~ is guilty of a Class H felony.

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1 SECTION 120. 221.0637 (2) of the statutes, as affected by 1997 Wisconsin Act
2 283, is amended to read:

3 221.0637 (2) PENALTIES. Any person who violates sub. (1) ~~may be fined not more~~
4 ~~than \$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class I
5 felony

6 SECTION 121. 221.1004 (2) of the statutes, as affected by 1997 Wisconsin Act
7 283, is amended to read:

8 221.1004 (2) PENALTIES. Any person who violates sub. (1) ~~may be fined not less~~
9 ~~than \$1,000 nor more than \$5,000 or imprisoned for not less than one year nor more~~
10 ~~than 15 years or both~~ is guilty of a Class F felony.

11 SECTION 122. 227.01 (13) (sm) of the statutes is created to read:

12 227.01 (13) (sm) Establishes sentencing guidelines under s. 973.30 (1) (c).

13 SECTION 123. 230.08 (2) (L) 6. of the statutes is created to read:

14 230.08 (2) (L) 6. Sentencing commission.

15 SECTION 124. 230.08 (2) (of) of the statutes is created to read:

16 230.08 (2) (of) The executive director of the sentencing commission.

17 SECTION 125. 253.06 (4) (b) of the statutes is amended to read:

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

23 SECTION 126. 285.87 (2) (b) of the statutes, as affected by 1997 Wisconsin Act
24 283, is amended to read:

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1 285.87 (2) (b) If the conviction under par. (a) is for a violation committed after
2 another conviction under par. (a), the person ~~shall is guilty of a Class I felony. except~~
3 ~~that, notwithstanding the maximum fine specified in s. 939.50 (3) (i), the person may~~
4 ~~be fined not more than \$50,000 per day of violation or imprisoned for not more than~~
5 ~~3 years or both.~~

6 **SECTION 127.** 291.97 (2) (b) (intro.) of the statutes, as affected by 1997
7 Wisconsin Act 283, is amended to read:

8 291.97 (2) (b) (intro.) Any person who wilfully does any of the following ~~shall~~
9 ~~is guilty of a Class H felony. except that, notwithstanding the maximum fine specified~~
10 ~~in s. 939.50 (3) (h), the person may be fined not less than \$1,000 nor~~ more than
11 ~~\$100,000 or imprisoned for not more than 7 years and 6 months or both;~~

12 **SECTION 128.** 291.97 (2) (c) 1. and 2. of the statutes, as affected by 1997
13 Wisconsin Act 283, are amended to read:

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

18 2. For a 2nd or subsequent violation under par. (b), a person ~~shall is guilty of~~
19 ~~a Class F felony. except that, notwithstanding: the maximum fine specified in s.~~
20 ~~939.50 (3) (f), the person may be fined not less than \$5,000 nor~~ more than \$150,000
21 ~~or imprisoned for not more than 15 years or both.~~

22 **SECTION 129.** 299.53 (4) (c) 2. of the statutes, as affected by 1997 Wisconsin Act
23 283, is amended to read:

24 299.53 (4) (c) 2. Any person who intentionally makes any false statement or
25 representation in complying with sub. (2) (a) shall be fined not more than \$25,000

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1 or imprisoned for not more than one year in the county jail or both. For a 2nd or
2 subsequent violation, the person ~~shall is guilty of a Class I felony. except that,~~
3 ~~notwithstanding the maximum fine specified in s. 939.50 (3) (i) the person may be~~
4 ~~fined not more than \$50,000 or imprisoned [REDACTED] at more than 3 years or both.~~

5 SECTION 130. 301.035 (2) of the statutes is amended to read:

6 301.035 (2) Assign hearing examiners from the division to preside over
7 hearings under ss. 302.11 (7), ~~302.113 (9), 302.114 (9),~~ 938.357 (5), 973.10 and 975.10
8 (2) and ch. 304.

9 SECTION 131. 301.035 (4) of the statutes is amended to read:

10 301.035 (4) Supervise employes in the conduct of the activities of the division
11 and be the administrative reviewing authority for decisions of the division under ss.
12 ~~302.11 (7), 302.113 (9), 302.114 (9),~~ 938.357(5), 973.10, 973.155 (2) and 975.10 (2) and
13 ch. 304.

14 SECTION 132. 301.26 (4) (cm) 1. of the statutes is amended to read:

15 301.26 (4) (cm) 1. Notwithstanding pars. (a), (b) and (bm), the department shall
16 transfer funds from the appropriation under s. 20.410 (3) (cg) to the appropriations
17 under s. 20.410 (3) (hm), (ho) and (hr) for the purpose of reimbursing juvenile
18 correctional institutions, secured child caring institutions, as defined in s. 938.02
19 (15g), alternate care providers, aftercare supervision providers and corrective
20 sanctions supervision providers for costs incurred beginning on July 1, 1996, for the
21 care of any juvenile 14 years of age or over who has been placed in a juvenile
22 correctional facility based on a delinquent act that is a violation of s. 943.23 (1m) or
23 (1r), 1997 stats., s. 948.35, 1997 stats., or s. 948.36, 1997 stats., or s. 939.31, 939.32
24 (1) (a), 940.03, 940.21, 940.225(1), 940.305, 940.31, 941.327 (2) (b) 4., 943.02, 943.10
25 (2), 943.23 (1g), (1m) or (1r), 943.32 (2), 948.02 (l), 948.025, (1) or 948.30 (2), 948.35

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1 ~~(1)(b) or 948.36~~ and for the care of any juvenile 10 years of age or over who has been
2 placed in a juvenile correctional institution or a secured child caring institution for
3 attempting or committing a violation of s. 940.01 or for committing a violation of s.
4 940.02 or 940.05.

5 **SECTION 133.** 302.095 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
6 is amended to read:

7 302.095 (2) Any officer or other person who delivers or procures to be delivered
8 or has in his or her possession with intent to deliver to any inmate confined in a jail
9 or state prison, or who deposits or conceals in or about a jail or prison, or the precincts
10 of a jail or prison, or in any vehicle going into the premises belonging to a jail or
11 prison, any article or thing whatever, with intent that any inmate confined in the jail
12 or prison shall obtain or receive the same, or who receives from any inmate any
13 article or thing whatever with intent to convey the same out of a jail or prison,
14 contrary to the rules or regulations and without the knowledge or permission of the
15 sheriff or other keeper of the jail, in the case of a jail, or of the warden or
16 superintendent of the prison, in the case of a prison, ~~shall be imprisoned for not more~~
17 ~~than 3 years or fined not more than \$500 is guilty of a Class I felony.~~

18 **SECTION 134.** 302.11 (lg) (a) 2. of the statutes is amended to read:

19 302.11 (**lg**) (a) 2. Any felony under s. 940.09 (1), 1997 stats., s. 943.23 (1m),
20 1997 stats., s. 948.35 (1) (b) or (c), 1997 stats., or s. 948.36, 1997 stats., or s. 940.02,
21 940.03, 940.05, 940.09 (1) (1c), 940.19 (5), 940.195 (5), 940.21, 940.225 (1) or (2),
22 940.305 (2), 940.31 (1) or (2) (b), 943.02, 943.10 (2), 943.23 (lg) or (1m), 943.32 (2),
23 946.43, 948.02 (1) or (2), 948.025, 948.03 (2) (a) or (c), 948.05, 948.06, 948.07, 948.08,
24 or 948.30 (2), 948.35 (1) (b) or (c) or 948.36

25 **SECTION 135.** 302.11 (lp) of the statutes is amended to read:

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1 302.11 **(1p)** An inmate serving a term subject to s. **961.49 (2)**, 1997 stats., for
2 a crime committed before December 31, 1999, is entitled to mandatory release,
3 except the inmate may not be released before he or she has complied with s. 961.49
4 (2), 1997 stats.

5 **SECTION 136.** 302.113 (2) of the statutes is amended to read:

6 302.113 (2) Except as provided in subs. (3) and (9), an inmate subject to this
7 section is entitled to release to extended supervision after he or she has served the
8 term of confinement in prison portion of the sentence imposed under s. 973.01, as
9 modified by the sentencing court under sub. (9g) or s. 302.045 (3m) (b) 1., if
10 applicable.

11 **SECTION 137.** 302.113 (7) of the statutes is amended to read:

12 302.113 (7) Any person released to extended supervision under this section is
13 subject to all conditions and rules of extended supervision until the expiration of the
14 term of extended supervision portion of the bifurcated sentence. The department
15 may set conditions of extended supervision in addition to any conditions of extended
16 supervision set by the court under sub. (7m) or s. 973.01 (5) if the conditions set by
17 the department do not conflict with the court's conditions.

18 **SECTION 138.** 302.113 (7m) of the statutes is created to read:

19 302.113 **(7m)** (a) Except as provided in par. (e), a person subject to this section
20 or the department may petition the sentencing court to modify any conditions of
21 extended supervision set by the court.

22 (b) If the department files a petition under this subsection, it shall serve a copy
23 of the petition on the person who is the subject of the petition and, if the person is
24 represented by an attorney, on the person's attorney. If a person who is subject to this
25 section or his or her attorney files a petition under this subsection, the person or his

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1 or her attorney shall serve a copy of the petition on the department. The court shall
2 serve a copy of a petition filed under this section on the district attorney. The court
3 may direct the clerk of the court to provide notice of the petition to a victim of a crime
4 committed by the person who is the subject of the petition.

5 (c) The court may conduct a hearing to consider the petition. The court may
6 grant the petition in full or in part if it determines that the modification would meet
7 the needs of the department and the public and would be consistent with the
8 objectives of the person's sentence.

9 (d) A person subject to this section or the department may appeal an order
10 entered by the court under this subsection. The appellate court may reverse the
11 order only if it determines that the sentencing court erroneously exercised its
12 discretion in granting or denying the petition.

13 (e) 1. An inmate may not petition the court to modify the conditions of extended
14 supervision earlier than one year before the date of the inmate's scheduled date of
15 release to extended supervision or more than once before the inmate's release to
16 extended supervision.

17 2. A person subject to this section may not petition the court to modify the
18 conditions of extended supervision within one year after the inmate's release to
19 extended supervision. If a person subject to this section files a petition authorized
20 by this subsection after his or her release from confinement, the person may not file
21 another petition until one year after the date of filing the former petition.

22 **SECTION 139.** 302.113 (8m) of the statutes is created to read:

23 302.113 (8m) (a) Every person released to extended supervision under this
24 section remains in the legal custody of the department. If the department alleges
25 that any condition or rule of extended supervision has been violated by the person,

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1 the department may take physical custody of the person for the investigation of the
2 alleged violation.

3 (b) If a person released to extended supervision under this section signs a
4 statement admitting a violation of a condition or rule of extended supervision, the
5 department may, as a sanction for the violation, confine the person for up to 90 days
6 in a regional detention facility or, with the approval of the sheriff, in a county jail.
7 If the department confines the person in a county jail under this paragraph, the
8 department shall reimburse the county for its actual costs in confining the person
9 from the appropriations under s. 20.410 (1) (ab) and (b). Notwithstanding s. 302.43,
10 the person is not eligible to earn good time credit on any period of confinement
11 imposed under this subsection.

12 **SECTION 140.** 302.113 (9) of the statutes is amended to read:

13 302.113 (9) (a) If a person released to extended supervision under this section
14 violates a condition of extended supervision, the division of hearings and appeals in
15 the department of administration, upon proper notice and hearing, or the
16 department of corrections, if the person on extended supervision waives a hearing,
17 may revoke the extended supervision of the person ~~and return [REDACTED] son to prison.~~
18 If the extended supervision of the person is revoked, the person shall be returned to
19 the circuit court for the county in which the person was convicted of the offense for
20 which he or she was on extended supervision, and the court shall order the person
21 to be returned to prison, he or she shall be returned to prison for any specified period
22 of time that does not exceed the time remaining on the bifurcated sentence. The time
23 remaining on the bifurcated sentence is the total length of the bifurcated sentence,
24 less time served by the person in custody under the sentence before release to
25 extended supervision under sub. (2) and less all time served in custody for previous

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1 revocations of extended supervision under the sentence. The ~~revocation~~ court order
2 returning a person to prison under this paragraph shall provide the person ~~on~~ whose
3 extended supervision was revoked with credit in accordance with ss. **304.072** and
4 973.155.

5 (b) A person who is returned to prison after revocation of extended supervision
6 shall be incarcerated for the entire period of time specified by the ~~department of~~
7 ~~corrections in the case of a waiver or by the division of hearings and appeals in the~~
8 ~~department of administration in the case of a hearing~~ court under par. (a). r i o d
9 of time specified under par. (a) may be extended in accordance with sub. (3). If
10 person is returned to prison under par. (a) for a period of time that is less than the
11 time remaining on the bifurcated sentence, the person shall be released to extended
12 supervision after he or she has served the period of time specified by the court under
13 par. (a) and any periods of extension imposed in accordance with sub. (3).

14 (c) A person who is subsequently released to extended supervision after service
15 of the period of time specified by the ~~department of corrections in the case of a waiver~~
16 ~~or by the division of hearings and appeals in the department of administration in the~~
17 ~~case of a hearing~~ court under par. (a) is subject to all conditions and rules under ~~sub.~~
18 subs. (7) and, if applicable, (7m) until the expiration of the ~~term of remaining~~
19 extended supervision portion of the bifurcated sentence. The remaining extended
20 supervision portion of the bifurcated sentence is the total length of the bifurcated
21 sentence, less the time served by the person in confinement under the bifurcated
22 sentence before release to extended supervision under sub. (2) and less all time
23 served in confinement for previous revocations of extended supervision under the
24 bifurcated sentence.

25 **SECTION 141.** 302.113 (9) (am) of the statutes is created to read:

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1 302.113 (9) (am) When a person is returned to court under par. (a) after
2 revocation of extended supervision, the division of hearings and appeals in the
3 department of administration, in the case of a hearing, or the department of
4 corrections, in the case of a waiver, shall make a recommendation to the court
5 concerning the period of time for which the person should be returned to prison. The
6 recommended time period may not exceed the time remaining on the bifurcated
7 sentence, as calculated under par. (a).

8 **SECTION 142.** 302.113 (9) (d) of the statutes is created to read:

9 302.113 (9) (d) In any case in which there is a hearing before the division of
10 hearings and appeals in the department of administration concerning whether to
11 revoke of a person's extended supervision, the person on extended supervision may
12 seek review of a decision to revoke extended supervision and the department of
13 corrections may seek review of a decision to not revoke extended supervision. Review
14 of a decision under this paragraph may be sought only by an action for certiorari.

15 **SECTION 143.** 302.113 (9g) of the statutes is created to read:

16 302.113 (9g) (a) In this subsection, "program review committee" means the
17 committee at a correctional institution that reviews the security classifications,
18 institution assignments and correctional programming assignments of inmates
19 confined in the institution.

20 (b) An inmate who is serving a bifurcated sentence for a crime other than a
21 Class B felony may seek modification of the bifurcated sentence in the manner
22 specified in par. (f) if he or she meets one of the following criteria:

23 1. The inmate is 65 years of age or older and has served at least 5 years of the
24 term of confinement in prison portion of the bifurcated sentence.

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1 2. The inmate is 60 years of age or older and has served at least 10 years of the
2 term of confinement in prison portion of the bifurcated sentence.

3 (c) An inmate who meets the criteria under par. (b) may submit a petition to
4 the program review committee at the correctional institution in which the inmate is
5 confined requesting a modification of the inmate's bifurcated sentence in the manner
6 specified in par. (f). If the program review committee determines that the public
7 interest would be served by a modification of the inmate's bifurcated sentence in the
8 manner provided under par. (f), the committee shall approve the petition for referral
9 to the sentencing court and notify the department of its approval. The department
10 shall then refer the inmate's petition to the sentencing court and request the court
11 to conduct a hearing on the petition. If the program review committee determines
12 that the public interest would not be served by a modification of the inmate's
13 bifurcated sentence in the manner specified in par. (f), the committee shall deny the
14 inmate's petition.

15 (d) When a court is notified by the department that it is referring to the court
16 an inmate's petition for modification of the inmate's bifurcated sentence, the court
17 shall set a hearing to determine whether the public interest would be served by a
18 modification of the inmate's bifurcated sentence in the manner specified in par. (f).
19 The inmate and the district attorney have the right to be present at the hearing, and
20 any victim of the inmate's crime has the right to be present at the hearing and to
21 provide a statement concerning the modification of the inmate's bifurcated sentence.
22 The court shall order such notice of the hearing date as it considers adequate to be
23 given to the department, the inmate, the attorney representing the inmate, if
24 applicable, and the district attorney. Victim notification shall be provided as
25 specified under par. (g).

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1 (e) At a hearing scheduled under par. (d), the inmate has the burden of proving
2 by the greater weight of the credible evidence that a modification of the bifurcated
3 sentence in the manner specified in par. (f) would serve the public interest. If the
4 inmate proves that a modification of the bifurcated sentence in the manner specified
5 in par. (f) would serve the public interest, the court shall modify the inmate's
6 bifurcated sentence in that manner. If the inmate does not prove that a modification
7 of the bifurcated sentence in the manner specified in par. (f) would serve the public
8 interest, the court shall deny the inmate's petition for modification of the bifurcated
9 sentence.

10 (f) A court may modify an inmate's bifurcated sentence under this section only
11 as follows:

12 1. The court shall reduce the term of confinement in prison portion of the
13 inmate's bifurcated sentence in a manner that provides for the release of the inmate
14 to extended supervision within 30 days after the date on which the court issues its
15 order modifying the bifurcated sentence.

16 2. The court shall lengthen the term of extended supervision imposed so that
17 the total length of the bifurcated sentence originally imposed does not change.

18 (g) 1. In this paragraph, "victim" has the meaning given in s. 950.02 (4).

19 2. When a court sets a hearing date under par. (d), the clerk of the circuit court
20 shall send a notice of hearing to the victim of the crime committed by the inmate, if
21 the victim has submitted a card under subd. 3. requesting notification. The notice
22 shall inform the victim that he or she may appear at the hearing scheduled under
23 par. (d) and shall inform the victim of the manner in which he or she may provide a
24 statement concerning the modification of the inmate's bifurcated sentence' in the
25 manner provided in par. (f). The clerk of the circuit court shall make a reasonable

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1 attempt to send the notice of hearing to the last-known address of the inmate's
2 victim, postmarked at least 10 days before the date of the hearing.

3 3. The director of state courts shall design and prepare cards for a victim to send
4 to the clerk of the circuit court for the county in which the inmate was convicted and
5 sentenced. The cards shall have space for a victim to provide his or her name and
6 address, the name of the applicable inmate and any other information that the
7 director of state courts determines is necessary. The director of state courts shall
8 provide the cards, without charge, to clerks of circuit court. Clerks of circuit court
9 shall provide the cards, without charge, to victims. Victims may send completed
10 cards to the clerk of the circuit court for the county in which the inmate was convicted
11 and sentenced. All court records or portions of records that relate to mailing
12 addresses of victims are not subject to inspection or copying under s. 19.35 (1).

13 (h) An inmate may appeal a court's decision to deny the inmate's petition for
14 modification of his or her bifurcated sentence. The state may appeal a court's
15 decision to grant an inmate's petition for a modification of the inmate's bifurcated
16 sentence. In an appeal under this paragraph, the appellate court may reverse a
17 decision granting or denying a petition for modification of a bifurcated sentence only
18 if it determines that the sentencing court erroneously exercised its discretion in
19 granting or denying the petition.

20 (i) If the program review committee denies an inmate's petition under par. (c),
21 the inmate may not file another petition within one year after the date of the program
22 review committee's denial. If the program review committee approves an inmate's
23 petition for referral to the sentencing court under par. (c) but the sentencing court
24 denies the petition, the inmate may not file another petition under par. (c) within one
25 year after the date of the court's decision.

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1 (j) An inmate eligible to seek modification of his or her bifurcated sentence
2 under this subsection has a right to be represented by counsel in proceedings under
3 this subsection. An inmate, or the department on the inmate's behalf, may apply to
4 the state public defender for determination of indigency and appointment of counsel
5 under s. 977.05 (4) (jm) before or after the filing of a petition with the program review
6 committee under par. (c). If an inmate whose petition has been referred to the court
7 under par. (c) is without counsel, the court shall refer the matter to the state public
8 defender for determination of indigency and appointment of counsel under s. 977.05
9 (4) (jm).

10 **SECTION 144.** 302.114 (5) (f) of the statutes is amended to read:

11 302.114 (5) (f) An inmate may appeal an order denying his or her petition for
12 release to extended supervision. In an appeal under this paragraph, the appellate
13 court may reverse an order denying a petition for release to extended supervision
14 only if it determines that the sentencing court ~~improperly~~ erroneously exercised its
15 discretion in denying the petition for release to extended supervision.

16 **SECTION 145.** 302.114 (6) (b) of the statutes is amended to read:

17 302.114 (6) (b) If an inmate petitions a court under sub. (5) or (9) ~~(b)~~ (bm) for
18 release to extended supervision under this section, the clerk of the circuit court in
19 which the petition is filed shall send a copy of the petition and, if a hearing is
20 scheduled, a notice of hearing to the victim of the crime committed by the inmate, if
21 the victim has submitted a card under par. (e) requesting notification.

22 **SECTION 146.** 302.114 (6) (c) of the statutes is amended to read:

23 302.114 (6) (c) The notice under par. (b) shall inform the victim that he or she
24 may appear at the hearing under sub. (5) or (9) ~~(b)~~ (bm), if a hearing is scheduled,

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1 and shall inform the victim of the manner in which he or she may provide written
2 statements concerning the inmate's petition for release to extended supervision.

3 **SECTION 147.** 302.114 (8m) of the statutes is created to read:

4 302.114 (8m) (a) Every person released to extended supervision under this
5 section remains in the legal custody of the department. If the department alleges
6 that any condition or rule of extended supervision has been violated by the person,
7 the department may take physical custody of the person for the investigation of the
8 alleged violation.

9 (b) If a person released to extended supervision under this section signs a
10 statement admitting a violation of a condition or rule of extended supervision, the
11 department may, as a sanction for the violation, confine the person for up to 90 days
12 in a regional detention facility or, with the approval of the sheriff, in a county jail.
13 If the department confines the person in a county jail under this paragraph, the
14 department shall reimburse the county for its actual costs in confining the person
15 from the appropriations under s. 20.410 (1) (ab) and (b). Notwithstanding s. 302.43,
16 the person is not eligible to earn good time credit on any period of confinement
17 imposed under this subsection.

18 **SECTION 148.** 302.114 (9) of the statutes is amended to read:

19 302.114 (9) (a) If a person released to extended supervision under this section
20 violates a condition of extended supervision, the division of hearings and appeals in
21 the department of administration, upon proper notice and hearing, or the
22 department of corrections, if the person on extended supervision waives a hearing,
23 may revoke the extended supervision of the person ~~and return the person to prison.~~
24 If the extended supervision of the person is revoked, the person shall be returned to
25 the circuit court for the county in which the person was convicted of the offense for

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1 which he or she was on extended supervision, and the court shall order the person
2 to be returned to prison, be returned to prison for a specified period
3 of time, as provided under par. (b) before he or she is eligible for being released again
4 to extended supervision. The period of time specified under this paragraph may not
5 be less than 5 years and may be extended in accordance with sub. (3).

6 (b) ~~If~~ When a person is returned to ~~prison~~ court under par. (a) after revocation
7 of extended supervision, the department of corrections, in the case of a waiver, or the
8 division of hearings and appeals in the department of administration, in the case of
9 a hearing ~~under par. (a)~~, shall ~~specify a~~ make a recommendation to the court
10 concerning the period of time for which the person s-ha!! be incarcerated should be
11 returned to nrison before being eligible for release to extended supervision. The
12 period of time ~~specified~~ recommended under this paragraph may not be less than 5
13 years ~~and may be extended in accordance with sub. (3).~~

14 (bm) A person who is returned to prison under par. (a) after revocation of
15 extended supervision may, upon petition to the sentencing court, be released to
16 extended supervision after he or she has served the entire period of time specified
17 ~~in~~ by the court under par. (b) (a), including any periods of extension imposed under
18 sub. (3). A person may not file a petition under this paragraph earlier than 90 days
19 before the date on which he or she is eligible to be released to extended supervision.
20 If a person files a petition for release to extended supervision under this paragraph
21 at any time earlier than 90 days before the date on which he or she is eligible to be
22 released to extended supervision, the court shall deny the petition without a hearing.
23 The procedures specified in sub. (5) (am) to (f) apply to a petition filed under this
24 paragraph.

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1 (c) A person who is subsequently released to extended supervision under par.
2 (~~b~~) (bm) is subject to all conditions and rules under sub. (8) until the expiration of the
3 sentence.

4 **SECTION 149.** 302.114 (9) (d) of the statutes is created to read:

5 302.114 (9) (d) In any case in which there is a hearing before the division of
6 hearings and appeals in the department of administration concerning whether to
7 revoke a person's extended supervision, the person on extended supervision may
8 seek review of a decision to revoke extended supervision and the department of
9 corrections may seek review of a decision to not revoke extended supervision. Review
10 of a decision under this paragraph may be sought only by an action for certiorari.

11 **SECTION 150.** 302.33 (1) of the statutes is amended to read:

12 302.33 (1) The maintenance of persons who have been sentenced to the state
13 penal institutions; persons in the custody of the department, except as provided in
14 sub. (2) and ~~s. ss. 301.048 (7), 302.113 (8m) and 302.114 (8m)~~; persons accused of
15 crime and committed for trial; persons committed for the nonpayment of fines and
16 expenses; and persons sentenced to imprisonment therein, while in the county jail,
17 shall be paid out of the county treasury. No claim may be allowed to any sheriff for
18 keeping or boarding any person in the county jail unless the person was lawfully
19 detained therein.

20 **SECTION 151.** 303.065 (1) (b) 1. of the statutes is amended to read:

21 303.065 (1) (b) 1. A person serving a life sentence, other than a life sentence
22 specified in subd. 2., may be considered for work release only after he or she has
23 reached parole eligibility under s. 304.06 (1) (b) or 973.014 (1) (a) or (b), whichever
24 is applicable, or he or she has reached his or her extended supervision eligibility date
25 under s. 302.114 (9) (~~b~~) (a) or 973.014 (lg) (a) 1. or 2., whichever is applicable.

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1 **SECTION 152.** 303.08 (1) (intro.) of the statutes is amended to read:

2 303.08 (1) (intro.) Any person sentenced to a county jail for crime, nonpayment
3 of a fine or forfeiture, or contempt of court, or subject to a confinement sanction under
4 s. 302.113 (8m) or 302.114 (8m) may be granted the privilege of leaving the jail during
5 necessary and reasonable hours for any of the following purposes:

6 **SECTION 153.** 303.08 (2) of the statutes is amended to read:

7 303.08 (2) Unless such privilege is expressly granted by the court or, in the case
8 of a person subject to a confinement sanction under s. 302.113 (8m) or 302.114 (8m),
9 the department, the prisoner ~~The~~on is sentenced to ordinary confinement. **A**
10 prisoner, other than a person subject to a confinement sanction under s. 302.113 (8m)
11 or 302.114 (8m), may petition the court for such privilege at the time of sentence or
12 thereafter, and in the discretion of the court may renew the prisoner's petition. The
13 court may withdraw the privilege at any time by order entered with or without notice.

14 **SECTION 154.** 303.08 (5) (intro.) of the statutes is amended to read:

15 303.08 (5) (intro.) By order of the court or, for a person subject to a confinement
16 sanction under s. 302.113 (8m) or 302.114 (8m), by order of the department, the
17 wages, salary and unemployment insurance and employment training benefits
18 received by prisoners shall be disbursed by the sheriff for the following purposes, in
19 the order stated:

20 **SECTION 155.** 303.08 (6) of the statutes is amended to read:

21 303.08 (6) The denartment, for a person subject to a confinement sanction
22 under s. 302.113 (8m) or 302.114 (8m), or the sentencing court ~~may,~~ by order, may
23 authorize the sheriff to whom the prisoner is committed to arrange with another
24 sheriff for the employment or employment training of the prisoner in the other's

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1 county, and while so employed or trained to be in the other's custody but in other
2 respects to be and continue subject to the commitment.

3 **SECTION 156.** 303.08 (12) of the statutes is amended to read:

4 303.08 (12) In counties having a house of correction, any person violating the
5 privilege granted under sub. (1) may be transferred by the county jailer to the house
6 of correction for the remainder of the term of the person's sentence or, if applicable,
7 the remainder of the person's confinement sanction under s. 302.113 (8m) or 302.114
8 (8m).

9 **SECTION 157.** 304.06 (1) (b) of the statutes is amended to read:

10 304.06 (1) (b) Except as provided in s. 961.49 (2), 1997 stats., sub. (1m) or s.
11 302.045 (3), ~~961.49 (2)~~, 973.01 (6) or 973.0135, the parole commission may parole an
12 inmate of the Wisconsin state prisons or any felon or any person serving at least one
13 year or more in a county house of correction or a county reforestation camp organized
14 under s. 303.07, when he or she has served 25% of the sentence imposed for the
15 offense, or 6 months, whichever is greater. Except as provided in s. 939.62 (2m) (c)
16 or 973.014 (1) (b) or (c), (1g) or (2), the parole commission may parole an inmate
17 serving a life term when he or she has served 20 years, as modified by the formula
18 under s. 302.11 (1) and subject to extension under s. 302.11 (1q) and (2), if applicable.
19 The person serving the life term shall be given credit for time served prior to
20 sentencing under s. 973.155, including good time under s. 973.155 (4). The secretary
21 may grant special action parole releases under s. 304.02. The department or the
22 parole commission shall not provide any convicted offender or other person
23 sentenced to the department's custody any parole eligibility or evaluation until the
24 person has been confined at least 60 days following sentencing.

25 **SECTION 158.** 304.071 (2) of the statutes is amended to read:

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1 304.071 (2) If a prisoner is not eligible for parole under s. 961.49 (2), 1997 stats.
2 or s. 939.62 (2m) (c), ~~961.49 (2)~~, 973.01 (6), 973.014 (1) (c) or (lg) or 973.032 (5), he
3 or she is not eligible for parole under this section.

4 **SECTION 159.** 341.605 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
5 is amended to read:

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

9 **SECTION 160.** 342.06 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
10 is amended to read:

11 342.06 (2) Any person who knowingly makes a false statement in an
12 application for a certificate of title ~~may be fined not more than \$5,000 or imprisoned~~
13 ~~not more than 7 years and 6 months or both~~ is guilty of a Class H felony.

14 **SECTION 161.** ~~342.065 (4)~~ (b) of the statutes, as affected by 1997 Wisconsin Act
15 283, is amended to read:

16 342.065 (4) (b) Any person who violates sub. (1) with intent to defraud ~~may be~~
17 ~~fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months~~
18 ~~or both~~ is guilty of a Class H felony.

19 **SECTION 162.** 342.155 (4) (b) of the statutes, as affected by 1997 Wisconsin Act
20 283, is amended to read:

21 342.155 (4) (b) Any person who violates this section with intent to defraud may
22 be fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months
23 or both is guilty of Class H felony.

24 **SECTION 163.** 342.156 (6) (b) of the statutes, as affected by 1997 Wisconsin Act
25 283, is amended to read:

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1 342.156 (6) (b) Any person who violates this section with intent to defraud ~~may~~
2 ~~be fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months~~
3 ~~or both~~ is guilty of a Class H felony

4 **SECTION 164.** 342.30 (3) (a) of the statutes is amended to read:

5 342.30 (3) (a) Any person who violates sub. (lg) ~~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 H felony.

8 **SECTION 165.** 342.32 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
9 is amended to read:

10 342.32 (3) Whoever violates sub. (1) or (2) ~~may be fined not more than \$5,000~~
11 ~~or imprisoned for not more than 7 years and 6 months, or both, for each violation is~~
12 guilty of a Class H felony.

13 **SECTION 166.** 343.31 (1) (i) of the statutes is amended to read:

14 343.31 (1) (i) Knowingly fleeing or attempting to elude a traffic officer under
15 s. 346.04 (3).

16 **SECTION 167.** 343.31 (3) (d) (intro.) of the statutes is amended to read:

17 **343.31 (3) (d) (intro.)** Any person convicted of knowingly fleeing or attempting
18 to elude a traffic officer under s. 346.04 (3) shall have his or her operating privilege
19 revoked as follows:

20 **SECTION 168.** 343.44 (2) (b) (intro.) of the statutes, as affected by 1997
21 Wisconsin Act 84, is amended to read:

22 343.44 (2) (b) (intro.) Except as provided in par. (am), any person who violates
23 sub. (1) (b), (c) or (d) shall be fined not more than \$2,500 or imprisoned for not more
24 than one year in the county jail or both. In imposing a sentence under this

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1 paragraph, or a local ordinance in conformity with this paragraph, the court shall
2 review the record and consider the following:

3 **SECTION 169.** 344.48 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
4 is amended to read:

5 344.48 (2) Any person violating this section may be fined not more than ~~\$1,000~~
6 \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both.

7 **SECTION 170.** 346.04 (2t) of the statutes is created to read:

8 346.04 (2t) No operator of a vehicle, after having received a visible or audible
9 signal to stop his or her vehicle from a traffic officer or marked police vehicle, shall
10 knowingly resist the traffic officer by failing to stop his or her vehicle as promptly as
11 safety reasonably permits.

12 **SECTION 171.** 346.04 (4) of the statutes is created to read:

13 346.04 (4) Subsection (2t) is not an included offense of sub. (3), but a person may
14 not be convicted of violating both subs. (2t) and (3) for acts arising out of the same
15 incident or occurrence.

16 **SECTION 172.** 346.17 (2t) of the statutes is created to read:

17 346.17 (2t) Any person violating s. 346.04 (2t) may be fined not more than
18 \$10,000 or imprisoned for not more than 9 months or both.

19 **SECTION 173.** 346.17 (3) (a) of the statutes, as affected by 1997 Wisconsin Act
20 283, is amended to read:

21 346.17 (3) (a) Except as provided in par. (b), (c) or (d), any person violating s.
22 346.04 (3) ~~shall be fined less than \$10,000 nor more than \$10,000 and may be~~
23 imprisoned for not more than 3 years is guilty of a Class I felon.

24 **SECTION 174.** 346.17 (3) (b) of the statutes, as affected by 1997 Wisconsin Act
25 283, is amended to read:

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

5 **SECTION 175.** 346.17 (3) (c) of the statutes, as affected by 1997 Wisconsin Act
6 283, is amended to read:

7 346.17 (3) (c) If the violation results in great bodily harm, as defined in s. 939.22
8 (14), to another, the person ~~shall be fined not less than \$1,100 nor more than \$10,000~~
9 ~~and may be imprisoned for not more than 3 years~~ is a Class F felony.

10 **SECTION 176.** 346.17 (3) (d) of the statutes, as affected by 1997 Wisconsin Act
11 283, is amended to read:

12 346.17 (3) (d) If the violation results in the death of another, the person shall
13 ~~be fined not less than \$1,100 nor more than \$10,000 and may be imprisoned for not~~
14 ~~more than 7 years and 6 months~~ is a Class E felony

15 **SECTION 177.** 346.175 (1) (a) of the statutes is amended to read:

16 346.175 (1) (a) Subject to s. 346.01 (2), the owner of a vehicle involved in a
17 violation of s. 346.04 (2t) or (3) for fleeing a traffic officer shall be presumed liable for
18 the violation as provided in this section.

19 **SECTION 178.** 346.175 (1) (b) of the statutes is amended to read:

20 346.175 (1) (b) Notwithstanding par. (a), no owner of a vehicle involved in a
21 violation of s. 346.04 (2t) or (3) for fleeing a traffic officer may be convicted under this
22 section if the person operating the vehicle or having the vehicle under his or her
23 control at the time of the violation has been convicted for the violation under this
24 section or under s. 346.04 (2t) or (3).

25 **SECTION 179.** 346.175 (4) (b) of the statutes is amended to read:

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1 346.175 (4) (b) If the owner of the vehicle provides a traffic officer employed by
2 the authority issuing the citation with the name and address of the person operating
3 the vehicle or having the vehicle under his or her control at the time of the violation
4 and sufficient information for the officer to determine that probable cause does not
5 exist to believe that the owner of the vehicle was operating the vehicle at the time
6 of the violation, then the owner of the vehicle shall not be liable under this section
7 or under s. 346.04 (2t) or (3).

8 **SECTION 180.** 346.175 (4) (c) of the statutes is amended to read:

9 346.175 (4) (c) If the vehicle is owned by a lessor of vehicles and at the time of
10 the violation the vehicle was in the possession of a lessee, and the lessor provides a
11 traffic officer employed by the authority issuing the citation with the information
12 required under s. 343.46 (3), then the lessee and not the lessor shall be liable under
13 this section or under s. 346.04 (2t) or (3).

14 **SECTION 181.** 346.175 (4) (d) of the statutes is amended to read:

15 346.175 (4) (d) If the vehicle is owned by a dealer, as defined in s. 340.01 (11)
16 (intro.) but including the persons specified in s. 340.01 (11) (a) to (d), and at the time
17 of the violation the vehicle was being operated by or was under the control of any
18 person on a trial run, and if the dealer provides a traffic officer employed by the
19 authority issuing the citation with the name, address and operator's license number
20 of the person operating the vehicle, then that person, and not the dealer, shall be
21 liable under this section or under s. 346.04 (2t) or (3).

22 **SECTION 182.** 346.175 (5) (intro.) of the statutes is amended to read:

23 346.175 (5) (intro.) Notwithstanding the penalty otherwise specified under s.
24 346.17 (2t) or (3) for a violation of s. 346.04 (2t) or (3):

25 **SECTION 183.** 346.175 (5) (a) of the statutes is amended to read:

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

4 **SECTION 184.** 346.65 (2) (e) of the statutes is amended to read:

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

11 **SECTION 185.** 346.65 (5) of the statutes, as affected by 1997 Wisconsin Act 283,
12 is amended to read:

13 346.65 (5) Except as provided in sub. (5m), any person violating s. 346.62 (4)
14 ~~shall be fined not less than \$600 nor more than \$2,000 and may be imprisoned for~~
15 ~~not less than 90 days nor more than 2 years and 3 months~~ is guilty of a Class I felony.

16 **SECTION 186.** 346.74 (5) (b) of the statutes, as affected by 1997 Wisconsin Act
17 283, is amended to read:

18 346.74 (5) (b) ~~Shall~~ May be fined not ~~less than \$300 nor more than \$5,000~~
19 \$10,000 or imprisoned for not ~~less than 10 days nor more than 2 years~~ 9 months or
20 both if the accident involved injury to a person but the person did not suffer great
21 bodily harm.

22 **SECTION 187.** 346.74 (5) (c) of the statutes, as affected by 1997 Wisconsin Act
23 283, is amended to read:

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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 **SECTION 188.** 346.74 (5) (d) of the statutes, as affected by 1997 Wisconsin Act
5 283, is amended to read:

6 **346.74 (5) (d)** ~~May be fined not more than \$10,000 or imprisoned not more than~~
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 **SECTION 189.** 350.11 (2m) of the statutes, as affected by 1997 Wisconsin Act
10 283, 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 or both~~ is guilty 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 190.** 351.07 (2) (a) of the statutes is renumbered 351.07 (2).

16 **SECTION 191.** 351.07 (2) (b) of the statutes is repealed.

17 **SECTION 192.** 446.07 of the statutes, as affected by 1997 Wisconsin Act 283, is
18 amended to read:

19 **446.07 Penalty.** Anyone violating this chapter may be fined not ~~less than \$100~~
20 ~~nor~~ more than ~~\$500~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or
21 both.

22 **SECTION 193.** 447.09 of the statutes, as affected by 1997 Wisconsin Act 283, is
23 amended to read:

24 **447.09 Penalties.** Any person who violates this chapter may be fined not more
25 than \$1,000 or imprisoned for not more than one year in the county jail or both for

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1 the first offense and ~~may be fined not more than \$10,000 or imprisoned for not more~~
2 ~~than 3 years or both~~ is guilty of a Class I felony for the 2nd or subsequent conviction
3 within 5 years.

4 **SECTION 194.** 450.11 (9) (b) of the statutes, as affected by 1997 Wisconsin Act
5 283, is amended to read:

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

10 **SECTION 195.** 450.14 (5) of the statutes, as affected by 1997 Wisconsin Act 283,
11 is amended to read:

12 450.14 (5) Any person who violates this section ~~may be fined not less than \$100~~
13 ~~nor more than \$1,000 or imprisoned for not less than one year nor more than 7 years~~
14 ~~and 6 months or both~~ is guilty of a Class H felony.

15 **SECTION 196.** 450.15 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
16 is amended to read:

17 450.15 (2) Any person who violates this section ~~may be fined not less than \$100~~
18 ~~nor more than \$1,000 or imprisoned for not less than one year nor more than 7 years~~
19 ~~and 6 months or both~~ is guilty of a Class H felony.

20 **SECTION 197.** 551.58 (1) of the statutes, as affected by 1997 Wisconsin Act 283,
21 is amended to read:

22 551.58 (1) Any person who wilfully violates any provision of this chapter except
23 s. 551.54, or any rule under this chapter, or any order of which the person has notice,
24 or who violates s. 551.54 knowing or having reasonable cause to believe that the
25 statement made was false or misleading in any material respect, ~~may be fined not~~

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1 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both is~~
2 ~~guilty of Class H felony.~~ specified shall constitute a separate
3 offense and a prosecution or conviction for any one of such offenses shall not bar
4 prosecution or conviction for any other offense.

5 **SECTION 198. 552.19 (1)** of the statutes, as affected by 1997 Wisconsin Act 283,
6 is amended to read:

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

14 **SECTION 199. 553.52 (1)** of the statutes, as affected by 1997 Wisconsin Act 283,
15 is amended to read:

16 553.52 (1) Any person who wilfully violates s. 553.41 (2) to (5) or any order of
17 which the person has notice, or who violates s. 553.41 (1) knowing or having
18 reasonable cause to believe either that the statement made was false or misleading
19 in any material respect or that the failure to report a material event under s. 553.31
20 (1) was false or misleading in any material respect, ~~may be fined not more than~~
21 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a
22 Class G felony. Each of the acts specified is a separate offense, and a prosecution or
23 conviction for any one of those offenses does not bar prosecution or conviction for any
24 other offense.

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SECTION 200

1 **SECTION 200.** 553.52 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
2 is amended to read:

3 553.52 (2) 'Any person who employs, directly or indirectly, any device, scheme
4 or artifice to defraud in connection with the offer or sale of any franchise or engages,
5 directly or indirectly, in any act, practice, or course of business which operates or
6 would operate as a fraud or deceit upon any person in connection with the offer or
7 sale of any franchise ~~shall be fined not more than \$5,000 or imprisoned for not more~~
8 ~~than 7 years and 6 months or both~~ is guilty of a Class G felony.

9 **SECTION 201.** 562.13 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
10 is amended to read:

11 562.13 (3) Whoever violates s. 562.11 (2) or (3) ~~may be fined not more than~~
12 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class I felony.

13 **SECTION 202.** 562.13 (4) of the statutes, as affected by 1997 Wisconsin Act 283,
14 is amended to read:

15 562.13 (4) Whoever violates s. 562.09, 562.105, 562.11 (4) or 562.12 may be
16 ~~fined not more than \$10,000 or imprisoned for not more than 7~~ ~~ars and 6 months~~
17 ~~or both~~ guilty of a Class H felony.

18 **SECTION 203.** 565.50 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
19 is amended to read:

20 565.50 (2) Any person who alters or forges a lottery ticket or share or
21 intentionally utters or transfers an altered or forged lottery ticket or share ~~shall be~~
22 ~~fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months~~
23 ~~or both~~ is guilty of a Class I felony.

24 **SECTION 204.** 565.50 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
25 is amended to read:

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1 565.50 (3) Any person who possesses an altered or forged lottery ticket or share
2 with intent to defraud shall be fined not more than **\$10,000** or imprisoned for not
3 more than ~~3 years~~ 9 months or both.

4 SECTION 205. 601.64 (4) of the statutes, as affected by 1997 Wisconsin Act 283,
5 is amended to read:

6 601.64 (4) CRIMINAL PENALTY. Whoever intentionally violates or intentionally
7 permits any person over whom he or she has authority to violate or intentionally aids
8 any person in violating any insurance statute or rule of this state, s. 149.13 or
9 149.144 or any effective order issued under s. 601.41 (4) ~~may be guilty of a Class I~~
10 felony, unless a specific penalty is provided elsewhere in the statutes, ~~be fined not~~
11 ~~more than \$10,000 if a corporation or if a natural person be fined not more than~~
12 ~~\$5,000 or imprisoned for not more than 4 years and 6 months or both.~~ Intent has the
13 meaning expressed under s. 939.23.

14 SECTION 206. 641.19 (4) (a) of the statutes, as affected by 1997 Wisconsin Act
15 283, is amended to read:

16 641.19 (4) (a) Any person who wilfully violates or fails to comply with any
17 provision of this chapter or the rules promulgated thereunder or who, knowingly,
18 makes a false statement, a false representation of a material fact, or who fails to
19 disclose a material fact in any registration, examination, statement or report
20 required under this chapter or the rules promulgated thereunder, ~~may be fined not~~
21 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is
22 guilty of a Class H felony.

23 SECTION 207. 641.19 (4) (b) of the statutes, as affected by 1997 Wisconsin Act
24 283, is amended to read:

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1 641.19 (4) (b) Any person who embezzles, steals, or unlawfully and wilfully
2 . abstracts or converts to his or her own use or to the use of another, any of the moneys,
3 funds, securities, premiums, credits, property, or other assets of any employe welfare
4 fund, or of any fund connected therewith, shall be ~~fine not more than \$10,000 or~~
5 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
6 felony.

7 **SECTION 208.** 753.061 (2m) of the statutes is amended to read:

8 753.061 (2m) The chief judge of the 1st judicial administrative district is
9 authorized to designate 4 circuit court branches to primarily handle violent crime
10 cases that involve a violation of s. 939.63, if a felony is committed while armed, and
11 of ss. 940.01 to 940.03, 940.05, 940.06, 940.225, 943.23 (lg), ~~(1m)~~ and ~~(k)~~ and 943.32
12 (2). If the circuit court branches are designated under this subsection; 2 shall begin
13 to primarily handle violent crime cases on September 1, 1991, and 2 shall begin to
14 primarily handle violent crime cases on August 1, 1992.

15 **SECTION 209.** 765.30 (1) (intro.) of the statutes, as affected by 1997 Wisconsin
16 Act 283, is amended to read:

17 765.30 (1) (intro.) The following ~~& may be fined not less than \$200 nor more~~
18 ~~than \$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

19 **SECTION 210.** 765.30 (2) (intro.) of the statutes, as affected by 1997 Wisconsin
20 Act 283, is amended to read:

21 765.30 (2) (intro.) The following shall ~~may~~ be fined not ~~less than \$100 nor more~~
22 ~~than \$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

23 **SECTION 211.** 768.07 of the statutes, as affected by 1997 Wisconsin Act 283, is
24 amended to read:

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

4 **SECTION 212.** 783.07 of the statutes, as affected by 1997 Wisconsin Act 283, is
5 amended to read:

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

14 **SECTION 213.** 801.50 (5) of the statutes is amended to read:

15 801.50 (5) Venue of an action for certiorari to review a probation, extended
16 supervision or parole revocation, a denial by a program review committee under s.
17 302.113 (9g) of a petition for modification of a bifurcated sentence or a refusal of
18 parole by ~~certiorari~~ shall be the county in which the relator was last convicted of an
19 offense for which the relator was on probation, extended supervision or parole or for
20 which the relator is currently incarcerated.

21 **SECTION 214.** 801.50 (5c) of the statutes is created to read:

22 801.50 (5c) Venue of an action for certiorari brought by the department of
23 corrections under s. 302.113 (9) (d) or 302.114 (9) (d) to review a decision to not revoke
24 extended supervision shall be in the county in which the person on extended

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1 supervision was convicted of the offense for which he or she is on extended
2 supervision.

3 **SECTION 215.** 911.01 (4) (c) of the statutes is amended to read:

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

10 **SECTION 216.** 938.208 (1) (a) of the statutes is amended to read:

11 938.208 (1) (a) Probable cause exists to believe that the juvenile has committed
12 a delinquent act that would be a felony under s. 940.01, 940.02, 940.03, 940.05,
13 940.19 (2) to (6), 940.21, 940.225 (1), 940.31, 941.20 (3), 943.02 (l), 943.23 (lg), ~~(1m)~~
14 ~~or (1r)~~, 943.32 (2), 947.013 (1t), (1v) or (lx), 948.02 (1) or (2), 948.025 or 948.03 if
15 committed by an adult.

16 **SECTION 217.** 938.34 (4h) (a) of the statutes is amended to read:

17 938.34 (4h) (a) The juvenile is 14 years of age or over and has been adjudicated
18 delinquent for committing a violation of s. 939.31, 939.32 (1) (a), 940.03, 940.21,
19 940.225 (1), 940.305, 940.31, 941.327 (2) (b)4., 943.02, 943.10(2), 943.23 (lg), ~~(1m)~~
20 ~~or (1r)~~, 943.32(2), 948.02(1), 948.025, (1) or 948.30(2), ~~948.35 (1) (b) or 948.36~~ or the
21 juvenile is 10 years of age or over and has been adjudicated delinquent for attempting
22 or committing a violation of s. 940.01 or for committing a violation of 940.02 or
23 940.05.

24 **SECTION 218.** 938.34 (4m) (b) 1. of the statutes is amended to read:

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

5 **SECTION 219.** 938.355 (2d) (b) 3. of the statutes is amended to read:

6 938.355 **(2d)** (b) 3. That the parent has committed a violation of s. 940.19 (3),
7 1997 stats. or s. 940.19 (2), ~~(3)~~, (4) or (5), 940.225 (1) or (2), 948.02 (1) or (2), 948.025
8 or 948.03 (2) (a) or (3) (a) or a violation of the law of any other state or federal law,
9 if that violation would be a violation of s. 940.19 (2), ~~(3)~~, (4) or (5), 940.225 (1) or (2),
10 948.02 (1) or (2), 948.025 or 948.03 (2) (a) or (3) (a) if committed in this state, and that
11 the violation resulted in great bodily harm, as defined in s. ~~938.22~~ 939.22 (14), or in
12 substantial bodily harm, as defined in s. ~~938.22~~ 939.22 (38), to the juvenile or another
13 child of the parent.

14 **SECTION 220.** 938.355 (4) (b) of the statutes is amended to read:

15 93.8.355 (4) (b) An order under s. 938.34 (4d), (4h) or (4m) for which a juvenile
16 has been adjudicated delinquent is subject to par. (a), except that the judge may make
17 an order under s. 938.34 (4d) or (4m) apply for up to 2 years or until the juvenile's 18th
18 birthdate, whichever is earlier and the judge shall make an order under s. 938.34 (4h)
19 apply for 5 years, if the juvenile is adjudicated delinquent for committing an act that
20 would be punishable as a Class B or C felony if committed by an adult, or until the
21 juvenile reaches 25 years of age, if the juvenile is adjudicated delinquent for
22 committing an act that would be punishable as a Class A felony if committed by an
23 adult.

24 **SECTION 221.** 938.78 (3) of the statutes is amended to read:

BILL**SECTION 221**

1 938.78 (3) If a juvenile adjudged delinquent under s. 48.12, 1993 stats., or s.
2 938.12 or found to be in need of protection or services under s. 48.13 (12), 1993 stats.,
3 or s. 48.13 (14), 1993 stats., or s. 938.13 (12) or (14) on the basis of a violation of s.
4 943.23(1m) or (1r), 1997 stats., or s. 941.10, 941.11, 941.20, 941.21, 941.23, 941.235,
5 941.237, 941.24, 941.26, 941.28, 941.295, 941.298, 941.30, 941.31, 941.32, 941.325,
6 943.02, 943.03, 943.04, 943.10 (2) (a), 943.23 (lg), ~~(1m) or (1r)~~, 943.32 (2), 948.02,
7 948.025, 948.03, 948.05, 948.055, 948.60, 948.605 or 948.61 or any crime specified in
8 ch. 940 has escaped from a secured correctional facility, child caring institution,
9 inpatient facility, as defined in s. 51.01 (lo), secure detention facility or juvenile
10 portion of a county jail, or from the custody of a peace officer or a guard of such a
11 facility, institution or jail, or has been allowed to leave a secured correctional facility,
12 child caring institution, inpatient facility, secure detention facility or juvenile
13 portion of a county jail for a specified time period and is absent from the facility,
14 institution or jail for more than 12 hours after the expiration of the specified period,
15 the department or county department having supervision over the juvenile may
16 release the juvenile's name and any information about the juvenile that is necessary
17 for the protection of the public or to secure the juvenile's return to the facility,
18 institution or jail. The department of corrections shall promulgate rules establishing
19 guidelines for the release of the juvenile's name or information about the juvenile to
20 the public.

21 **SECTION 222.** 939.22 (21) (d) of the statutes is amended to read:

22 939.22 (21) (d) Battery, ~~substantial battery or aggravated battery~~, as
23 prohibited in s. 940.19 or 940.195.

24 **SECTION 223.** 939.30 (1) of the statutes is amended to read:

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1 939.30 (1) Except as provided in sub. (2) and ~~ss. 948.35 and s. 961.455~~, whoever,
2 with intent that a felony be committed, advises another to commit that crime under
3 circumstances that indicate unequivocally that he or she has the intent is guilty of
4 a Class ~~D~~ H felony.

5 **SECTION 224.** 939.30 (2) of the statutes is amended to read:

6 939.30 (2) For a solicitation to commit a crime for which the penalty is life
7 imprisonment, the actor is guilty of a Class ~~C~~ E felony. For a solicitation to commit
8 a Class ~~E~~ I felony, the actor is guilty of a Class ~~E~~ I felony.

9 **SECTION 225.** 939.32 (1) (intro.) of the statutes is amended to read:

10 **939.32 (1) GENERALLY.** (intro.) Whoever attempts to commit a felony or a crime
11 specified in s. 940.19, 940.195 or 943.20 may be fined or imprisoned or both ~~not to~~
12 ~~exceed one-half the maximum penalty for the completed crime; as provided under~~
13 sub. (1g), except:

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

15 **SECTION 227.** 939.32 (1) (bm) of the statutes is created to read:

16 939.32 (1) (bm) Whoever attempts to commit a Class I felony, other than one
17 to which a penalty enhancement statute listed in s. 973.01 (2) (c) 2. a. or b. is being
18 applied, is guilty of a Class A misdemeanor.

19 **SECTION 228.** 939.32 (lg) of the statutes is created to read:

20 939.32 (lg) **MAXIMUM PENALTY.** The maximum penalty for an attempt to commit
21 a crime that is punishable under sub. (1) (intro.) is as follows:

22 (a) The maximum fine is one-half of the maximum fine for the completed crime.

23 (b) 1. Ifs. 939.62 is not being applied, the maximum term of imprisonment is
24 one-half of the maximum term of imprisonment, as increased by any penalty
25 enhancement statute listed in s. 973.01 (2) (c) 2. a. and b., for the completed crime.

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1 2. If s. 939.62 is being applied, the maximum term of imprisonment is
2 determined by the following method:

3 a. Multiplying by one-half the maximum term of imprisonment, as increased
4 by any penalty enhancement statute listed in s. 973.01 (2) (c) 2. a. and b., for the
5 completed crime.

6 b. Applying s. 939.62 to the product under subd. 2. a.

7 **SECTION 229.** 939.32 (1m) of the statutes is created to read:

8 **939.32 (1m) BIFURCATED SENTENCES.** If the court imposes a bifurcated sentence
9 under s. 973.01 (1) for an attempt to commit a crime that is punishable under sub.
10 (1) (intro.), the following requirements apply:

11 (a) *Maximum term of confinement for attempt to commit classified felony. 1.*
12 Subject to the minimum term of extended supervision required under s. 973.01 (2)
13 (d), if the crime is a classified felony and s. 939.62 is not being applied, the maximum
14 term of confinement in prison is one-half of the maximum term of confinement in
15 prison specified in s. 973.01 (2) (b), as increased by any penalty enhancement statute
16 listed in s. 973.01 (2) (c) 2. a. and b., for the classified felony.

17 2. Subject to the minimum term of extended supervision required under s.
18 973.01 (2) (d), if the crime is a classified felony and s. 939.62 is being applied, the
19 court shall determine the maximum term of confinement in prison by the following
20 method:

21 a. Multiplying by one-half the maximum term of confinement in prison
22 specified in s. 973.01 (2) (b), as increased by any penalty enhancement statutes listed
23 in s. 973.01 (2) (c) 2. a. and b., for the classified felony.

24 b. Applying s. 939.62 to the product under subd. 2. a.

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1 (b) *Maximum term of extended supervision for attempt to commit classified*
2 *felony.* The maximum term of extended supervision for an attempt to commit a
3 classified felony is one-half of the maximum term of extended supervision for the
4 completed crime under s. 973.01 (2) (d).

5 (c) *Maximum term of confinement for attempt to commit unclassified felony or*
6 *misdemeanor.* The court shall determine the maximum term of confinement in
7 prison for an attempt to commit a crime other than a classified felony by applying
8 s. 973.01 (2) (b) 10. to the maximum term of imprisonment calculated under sub. (lg)
9 (b).

10 **SECTION 230.** 939.32 (2) (title) of the statutes is created to read:

11 939.32 (2) (title) **MISDEMEANORS.**

12 **SECTION 231.** 939.32 (3) (title) of the statutes is created to read:

13 939.32 (3) (title) **REQUIREMENTS.**

14 **SECTION 232.** 939.50 (1) (intro.) of the statutes is amended to read:

15 939.50 (1) (intro.) ~~Except as provided in ss. 946.83 and 946.85, felonies~~ **Felonies**
16 in ~~chs. 939 to 951~~ the statutes are classified as follows:

17 **SECTION 233.** 939.50 (1) (bc) of the statutes is repealed.

18 **SECTION 234.** 939.50 (1) (f) of the statutes is created to read:

19 939.50 (1) (f) Class F felony.

20 **SECTION 235.** 939.50 (1) (g) of the statutes is created to read:

21 939.50 (1) (g) Class G felony.

22 **SECTION 236.** 939.50 (1) (h) of the statutes is created to read:

23 939.50 (1) (h) Class H felony.

24 **SECTION 237.** 939.50 (1) (i) of the statutes is created to read:

25 939.50 (1) (i) Class I felony.

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1 **SECTION 238.** 939.50 (2) of the statutes is amended to read:

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

4 **SECTION 239.** 939.50 (3) (bc) of the statutes, as affected by 1997 Wisconsin Act
5 283, is repealed.

6 **SECTION 240.** 939.50 (3) (c) of the statutes, as affected by 1997 Wisconsin Act
7 283, is amended to read:

8 939.50 (3) (c) For a Class C felony, a fine not to exceed ~~\$10,000~~ \$100,000 or
9 imprisonment not to exceed ~~15~~ 40 years, or both.

10 **SECTION 241.** 939.50 (3) (d) of the statutes, as affected by 1997 Wisconsin Act
11 283, is amended to read:

12 939.50 (3) (d) For a Class D felony, a fine not to exceed ~~\$10,000~~ \$100,000 or
13 imprisonment not to exceed ~~10~~ 25 years, or both.

14 **SECTION 242.** 939.50 (3) (e) of the statutes, as affected by 1997 Wisconsin Act
15 283, is amended to read:

16 939.50 (3) (e) For a Class E felony, a fine not to exceed ~~\$10,000~~ \$50,000 or
17 imprisonment not to exceed 5 15 years, or both.

18 **SECTION 243.** 939.50 (3) (f) of the statutes is created to read:

19 939.50 (3) (f) For a Class F felony, a fine not to exceed \$25,000 or imprisonment
20 not to exceed 12 years and 6 months, or both.

21 **SECTION 244.** 939.50 (3) (g) of the statutes is created to read:

22 939.50 (3) (g) For a Class G felony, a fine not to exceed \$25,000 or imprisonment
23 not to exceed 10 years, or both.

24 **SECTION 245.** 939.50 (3) (h) of the statutes is created to read:

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1 939.50 (3) (h) For a Class H felony, a fine not to exceed \$10,000 or imprisonment
2 not to exceed 6 years, or both.

3 **SECTION 246.** 939.50 (3) (i) of the statutes is created to read:

4 939.50 (3) (i) For a Class I felony, a fine not to exceed \$10,000 or imprisonment
5 not to exceed 3 years and 6 months, or both.

6 **SECTION 247.** 939.615 (7) (b) 2. of the statutes is amended to read:

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

9 **SECTION 248.** 939.615 (7) (c) of the statutes is repealed.

10 **SECTION 243.** 939.62 (1) (a) of the statutes is amended to read:

11 939.62 (1) (a) A maximum term of imprisonment of one year or less may be
12 increased to not more than ~~3~~ 2 years.

13 **SECTION 250.** 939.62 (1) (b) of the statutes is amended to read:

14 939.62 (1) (b) A maximum term of imnrisonment of more than one year but not
15 more than 10 years may be increased by not more than 2 years if the prior convictions
16 were for misdemeanors and by not more than 6 4 years if the prior conviction was for
17 a felony.

18 **SECTION 251.** 939.62 (1) (c) of the statutes is amended to read:

19 939.62 (1) (c) A maximum term of imprisonment of more than 10 years may be
20 increased by not more than 2 years if the prior convictions were for misdemeanors
21 and by not more than ~~10~~ 6 years if the prior conviction was for a felony.

22 **SECTION 252.** 939.62 (2m) (a) 2m. a. of the statutes is amended to read:

23 939.62 (2m) (a) 2m. a. Any felony under s. 961.41 (1), (1m) or (lx) ~~if the felony~~
24 i-s that is a Class A, B or C felony or, if the felony was committed before December 31,
25 1999, that was punishable by a maximum prison term of 30 years or more.

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1 **SECTION 253.** 939.62 (2m) (a) 2m. b. of the statutes is amended to read:

2 939.62 **(2m)** (a) 2m. b. Any felony unders 940.09 (1), 1997 stats., s. 943.23 (1m),
3 or (1r), 1997 stats., s. 948.35 (1) (b) or (c), 1997 stats., or s. 948.36, 1997 stats., or s.
4 940.01, 940.02, 940.03, 940.05, 940.09 (1) (1c), 940.16, 940.19(5), 940.195 (5), 940.21,
5 940.225 (1) or (2), 940.305, 940.31, 941.327 (2) (b) 4., 943.02, 943.10 (2), 943.23 (lg),
6 (1m) or (1r), 943.32 (2), 946.43, 948.02 (1) or (2), 948.025, 948.03 (2) (a) or (c), 948.05,
7 948.06, 948.07, 948.08, or 948.30 (2), ~~948.35 (1) (b) or (c) or 948.36~~

8 **SECTION 254.** 939.622 of the statutes is repealed.

9 **SECTION 255.** 939.623 of the statutes is repealed.

10 **SECTION 256.** 939.624 of the statutes is repealed.

11 **SECTION 257.** 939.625 of the statutes is repealed.

12 **SECTION 258.** 939.63 (1) of the statutes is renumbered 939.63, and 939.63 (1)
13 (d), (2) and (3), as renumbered, are amended to read:

14 939.63 (1) (d) The maximum term of imprisonment for a felony not specified
15 in ~~subd. 2. or 3.~~ par (b) or (c) may be increased by not more than 3 years.

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

19 (3) This ~~subsection~~ section applies only to crimes specified under chs. 939 to
20 951 and 961.

21 **SECTION 259.** 939.63 (2) of the statutes is repealed.

22 **SECTION 260.** 939.632 (1) (e) 1. of the statutes is amended to read:

23 939.632 (1) (e) 1. Any felony under s. 940.01, 940.02, 940.03, 940.05, 940.09 (1)
24 (1c), 940.19 (2), (3), (4) or (5), 940.21, 940.225 (1), (2) or (3), 940.305, 940.31, 941.20,
25 941.21, 943.02, 943.06, 943.10 (2), 943.23 (lg), (1m) or (1r), 943.32 (2), 948.02 (1) or

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1 (2), 948.025, 948.03 (2) (a) or (c), 948.05, 948.055, 948.07, 948.08, or 948.30 (2), ~~948.35~~
2 ~~(1) (b) or (c) A.~~ 948.36.

3 **SECTION 261.** 939.632 (2) of the statutes is amended to read:

4 939.632 (2) If a person commits a violent crime in a school zone, the maximum
5 ~~period term~~ of imprisonment is increased as follows:

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

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

11 **SECTION 262.** 939.635 of the statutes is repealed.

12 **SECTION 263.** 939.64 of the statutes is repealed.

13 **SECTION 264.** 939.641 of the statutes is repealed.

14 **SECTION 265.** 939.645 (2) of the statutes is amended to read:

15 939.645 (2) (a) If the crime committed under sub. (1) is ordinarily a
16 misdemeanor other than a Class A misdemeanor, the revised maximum fine is
17 \$10,000 and the revised maximum ~~period term~~ of imprisonment is one year in the
18 county jail.

19 (b) If the crime committed under sub. (1) is ordinarily a Class A misdemeanor,
20 the penalty increase under this section changes the status of the crime to a felony and
21 the revised maximum fine is \$10,000 and the revised maximum ~~period term~~ of
22 imprisonment is 2 years.

23 (c) If the crime committed under sub. (1) is a felony, the maximum fine
24 prescribed by law for the crime may be increased by not more than \$5,000 and the

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1 maximum ~~period~~ term of imprisonment prescribed by law for the crime may be
2 increased by not more than 5 years.

3 **SECTION 266.** 939.646 of the statutes is repealed.

4 **SECTION 267.** 939.647 of the statutes is repealed.

5 **SECTION 268.** 939.648 of the statutes is repealed.

6 **SECTION 269.** 939.72 (1) of the statutes is amended to read:

7 939.72 (1) Section 939.307 for solicitation and s. 939.05 as a
8 party to a crime which is the objective of the solicitation; or

9 **SECTION 270.** 939.75 (1) of the statutes is amended to read:

10 939.75 (1) In this section and ss. 939.24 (1), 939.25 (1), 940.01 (1) (b), 940.02
11 (lm), 940.05 (2g) and (2h), 940.06 (2), 940.08 (2), 940.09 (1) (c) to (e), ~~(1b)~~ and (lg) (c)
12 and (d), 940.10 (2), ~~940.195~~, ~~940.23~~ (1) (b) and (2) (b), 940.24 (2) and 940.25 (1) (c) to
13 (e) ~~and (1b)~~, “unborn child” means any individual of the human species from
14 fertilization until birth that is gestating inside a woman.

15 **SECTION 271.** 940.02 (2) (intro.) of the statutes is amended to read:

16 940.02 (2) (intro.) Whoever causes the death of another human being under any
17 of the following circumstances is guilty of a Class ~~B~~ C felony:

18 **SECTION 272.** 940.03 of the statutes is amended to read:

19 **940.03 Felony murder.** Whoever causes the death of another human being
20 while committing or attempting to commit a crime specified in s. 940.225 (1) or (2)
21 (a), 943.02, 943.10(2), 943.23(1g) or 943.32 (2) may be imprisoned for not more than
22 ~~20~~ 15 years in excess of the maximum ~~period~~ term of imprisonment provided by law
23 for that crime or attempt.

24 **SECTION 273.** 940.04 (1) of the statutes is amended to read:

BILL

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

4 SECTION 274. 940.04 (2) (intro.) of the statutes is amended to read:

5 940.04 (2) (intro.) Any person, other than the mother, who does either of the
6 following ~~may be imprisoned not more than 15 years~~ is guilty of a Class E felony:

7 SECTION 275. 940.04 (4) of the statutes is amended to read:

8 940.04 (4) Any pregnant woman who intentionally destroys the life of her
9 unborn quick child or who consents to such destruction by another ~~may be~~
10 ~~imprisoned not more than 2 years~~ is guilty of a Class I felony.

11 SECTION 276. 940.06 (1) of the statutes is amended to read:

12 940.06 (1) Whoever recklessly causes the death of another human being is
13 guilty of a Class ~~C~~ D felony.

14 SECTION 277. 940.06 (2) of the statutes is amended to read:

15 940.06 (2) Whoever recklessly causes the death of an unborn child is guilty of
16 a Class ~~C~~ D felony.

17 SECTION 278. 940.07 of the statutes is amended to read:

18 **940.07 Homicide resulting from negligent control of vicious animal.**

19 Whoever knowing the vicious propensities of any animal intentionally allows it to go
20 at large or keeps it without ordinary care, if such animal, while so at large or not
21 confined, kills any human being who has taken all the precautions which the
22 circumstances may permit to avoid such animal, is guilty of a Class ~~C~~ G felony.

23 SECTION 279. -940.08 (1) of the statutes is amended to read:

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

4 **SECTION 280.** 940.08 (2) of the statutes is amended to read:

5 940.08 (2) Whoever causes the death of an unborn child by the negligent
6 operation or handling of a dangerous weapon, explosives or fire is guilty of a Class ~~D~~
7 G felony.

8 **SECTION 281.** 940.09 (1) (intro.) of the statutes is amended to read:

9 940.09 (1) (intro.) Any person who does any of the following ~~is guilty of a Class~~
10 ~~B~~ felony may be nenalized as nrovided in sub. (1c):

11 **SECTION 282.** 940.09 (lb) of the statutes is repealed.

12 **SECTION 283.** 940.09 (lc) of the statutes is created to read:

13 940.09 (lc) (a) Except as provided in par. (b), a person who violates sub. (1) is
14 guilty of a Class D felony.

15 (b) A person who violates sub. (1) is guilty of a Class C felony if the person has
16 one or more prior convictions, suspensions or revocations, as counted under s.
17 343.307 (2).

18 **SECTION 284.** 940.10 (1) of the statutes is amended to read:

19 940.10 (1) Whoever causes the death of another human being by the negligent
20 operation or handling of a vehicle is guilty of a Class ~~E~~ G felony.

21 **SECTION 285.** 940.10 (2) of the statutes is amended to read:

22 940.10 (2) Whoever causes the death of an unborn child by the negligent
23 operation or handling of a vehicle is guilty of a Class ~~E~~ G felony.

24 **SECTION 286.** 940.11 (1) of the statutes is amended to read:

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

4 **SECTION 287.** 940.11 (2) of the statutes is amended to read:

5 940.11 (2) Whoever hides or buries a corpse, with intent to conceal a crime or
6 avoid apprehension, prosecution or conviction for a crime, is guilty of a Class ~~D~~ G
7 felony.

8 **SECTION 288.** 940.12 of the statutes is amended to read:

9 **940.12 Assisting suicide.** Whoever with intent that another take his or her
10 own life assists such person to commit suicide is guilty of a Class ~~D~~ H felony.

11 **SECTION 289.** 940.15 (2) of the statutes is amended to read:

12 940.15 (2) Whoever intentionally performs an abortion after the fetus or
13 unborn child reaches viability, as determined by reasonable medical judgment of the
14 woman's attending physician, is guilty of a Class ~~E~~ I felony.

15 **SECTION 290.** 940.15 (5) of the statutes is amended to read:

16 940.15 (5) Whoever intentionally performs an abortion and who is not a
17 physician is guilty of a Class ~~E~~ I felony.

18 **SECTION 291.** 940.15 (6) of the statutes is amended to read:

19 940.15 (6) Any physician who intentionally performs an abortion under sub.
20 (3) shall use that method of abortion which, of those he or she knows to be available,
21 is in his or her medical judgment most likely to preserve the life and health of the
22 fetus or unborn child. Nothing in this subsection requires a physician performing
23 an abortion to employ a method of abortion which, in his or her medical judgment
24 based on the particular facts of the case before him or her, would increase the risk
25 to the woman. Any physician violating this subsection is guilty of a Class ~~E~~ I felony.

BILL

1 **SECTION 292.** 940.19 (2) of the statutes is amended to read:

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

5 **SECTION 293.** 940.19 (3) of the statutes is repealed.

6 **SECTION 294.** 940.19 (4) of the statutes is amended to read:

7 940.19 (4) Whoever causes great bodily harm to another by an act done with
8 intent to cause bodily harm to that person or another is guilty of a Class ~~D~~ H felony.

9 **SECTION 295.** 940.19 (5) of the statutes is amended to read:

10 940.19 (5) Whoever causes great bodily harm to another by an act done with
11 intent to cause ~~either substantial bodily harm or great bodily harm~~ to that person
12 or another is guilty of a Class ~~C~~ E felony.

13 **SECTION 296.** 940.19 (6) (intro.) of the statutes is amended to read:

14 940.19 (6) (intro.) Whoever intentionally causes bodily harm to another by
15 conduct that creates a substantial risk of great bodily harm is guilty of a Class ~~D~~ H
16 felony. A rebuttable presumption of conduct creating a substantial risk of great
17 bodily harm arises:

18 **SECTION 297.** 940.195 (2) of the statutes is amended to read:

19 940.195 (2) Whoever causes substantial bodily harm to an unborn child by an
20 act done with intent to cause bodily harm to that unborn child, to the woman who is
21 pregnant with that unborn child or another is guilty of a Class ~~E~~ I felony.

22 **SECTION 298.** 940.195 (3) of the statutes is repealed.

23 **SECTION 299.** 940.195 (4) of the statutes is amended to read:

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1 940.195 (4) Whoever causes great bodily harm to an unborn child by an act
2 done with intent to cause bodily harm to that unborn child, to the woman who is
3 pregnant with that unborn child or another is guilty of a Class ~~D~~ H felony.

4 **SECTION 300.** 940.195 (5) of the statutes is amended to read:

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

9 **SECTION 301.** 940.195 (6) of the statutes is repealed.

10 **SECTION 302.** 940.20 (1) of the statutes is amended to read:

11 **940.20 (1) BATTERY BY PRISONERS.** Any prisoner confined to a state prison or
12 other state, county or municipal detention facility who intentionally causes bodily
13 harm to an officer, employe, visitor or another inmate of such prison or institution,
14 without his or her consent, is guilty of a Class ~~D~~ H felony.

15 **SECTION 303.** 940.20 (lm) of the statutes is amended to read:

16 **940.20 (1m) BATTERY BY PERSONS SUBJECT TO CERTAIN INJUNCTIONS.** (a) Any
17 person who is subject to an injunction under s. 813.12 or a tribal injunction filed
18 under s. 806.247 (3) and who intentionally causes bodily harm to the petitioner who
19 sought the injunction by an act done without the consent of the petitioner is guilty
20 of a Class ~~E~~ I felony.

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

24 **SECTION 304.** 940.20 (2) of the statutes is amended to read:

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1 **940.20 (2) BATTERY TO LAW ENFORCEMENT OFFICERS AND FIRE FIGHTERS.** Whoever
2 intentionally causes bodily harm to a law enforcement officer or fire fighter, as those
3 terms are defined in s. 102.475 (8) (b) and (c), acting in an official capacity and the
4 person knows or has reason to know that the victim is a law enforcement officer or
5 fire fighter, by an act done without the consent of the person so injured, is guilty of
6 a Class ~~D~~ H felony.

7 **SECTION 305.** 940.20 (2m) (b) of the statutes is amended to read:

8 940.20 (2m) (b) Whoever intentionally causes bodily harm to a probation,
9 extended supervision and parole agent or an aftercare agent, acting in an official
10 capacity and the person knows or has reason to know that the victim is a probation,
11 extended supervision and parole agent or an aftercare agent, by an act done without
12 the consent of the person so injured, is guilty of a Class ~~D~~ H felony.

13 **SECTION 306.** 940.20 (3) of the statutes is amended to read:

14 940.20 (3) **BATTERY TO JURORS.** Whoever intentionally causes bodily harm to a
15 person who he or she knows or has reason to know is or was a grand or petit juror,
16 and by reason of any verdict or indictment assented to by the person, without the
17 consent of the person injured, is guilty of a Class ~~D~~ H felony.

18 **SECTION 307.** 940.20 (4) of the statutes is amended to read:

19 940.20 (4) **BATTERY TO PUBLIC OFFICERS.** Whoever intentionally causes bodily
20 harm to a public officer in order to influence the action of such officer or as a result
21 of any action taken within an official capacity, without the consent of the person
22 injured, is guilty of a Class ~~E~~ I felony.

23 **SECTION 308.** 940.20 (5) (b) of the statutes is amended to read:

24 940.20 (5) (b) Whoever intentionally causes bodily harm to a technical college
25 district or school district officer or employe acting in that capacity, and the person

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1 knows or has reason to know that the victim is a technical college district or school
2 district officer or employe, without the consent of the person so injured, is guilty of
3 a Class ~~E~~ I felony.

4 **SECTION 309.** 940.20 (6) (b) (intro.) of the statutes is amended to read:

5 940.20 (6) (b) (intro.) Whoever intentionally causes bodily harm to another
6 under any of the following circumstances is guilty of a Class ~~E~~ I felony:

7 **SECTION 310.** 940.20 (7) (b) of the statutes is amended to read:

8 940.20 (7) (b) Whoever intentionally causes bodily harm to an emergency
9 department worker, an emergency medical technician, a first responder or an
10 ambulance driver who is acting in an official capacity and who the person knows or
11 has reason to know is an emergency department worker, an emergency medical
12 technician, a first responder or an ambulance driver, by an act done without the
13 consent of the person so injured, is guilty of a Class ~~D~~ H felony.

14 **SECTION 311.** 940.201 (2) (intro.) of the statutes is amended to read:

15 940.201 (2) (intro.) Whoever does any of the following is guilty of a Class ~~D~~ H
16 felony:

17 **SECTION 312.** 940.203 (2) (intro.) of the statutes is amended to read:

18 940.203 (2) (intro.) Whoever intentionally causes bodily harm or threatens to
19 cause bodily harm to the person or family member of any judge under all of the
20 following circumstances is guilty of a Class ~~D~~ H felony:

21 **SECTION 313.** 940.205 (2) (intro.) of the statutes is amended to read:

22 940.205 (2) (intro.) Whoever intentionally causes bodily harm or threatens to
23 cause bodily harm to the person or family member of any department of revenue
24 official, employe or agent under all of the following circumstances is guilty of a Class
25 ~~D~~ H felony:

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1 **SECTION 314.** 940.207 (2) (intro.) of the statutes is amended to read:

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

6 **SECTION 315.** 940.21 of the statutes is amended to read:

7 **940.21 Mayhem.** Whoever, with intent to disable or disfigure another, cuts or
8 mutilates the tongue, eye, ear, nose, lip, limb or other bodily member of another, is
9 guilty of a Class ~~B~~ C felony.

10 **SECTION 316.** 940.22 (2) of the statutes is amended to read:

11 **940.22 (2) SEXUAL CONTACT PROHIBITED.** Any person who is or who holds himself
12 or herself out to be a therapist and who intentionally has sexual contact with a
13 patient or client during any ongoing therapist-patient or therapist-client
14 relationship, regardless of whether it occurs during any treatment, consultation,
15 interview or examination, is guilty of a Class ~~C~~ F felony. Consent is not an issue in
16 an action under this subsection.

17 **SECTION 317.** 940.225 (2) (intro.) of the statutes is amended to read:

18 940.225 (2) ~~SECOND DEGREE SEXUAL ASSAULT.~~ (intro.) Whoever does any of the
19 following is guilty of a Class ~~BC~~ C felony:

20 **SECTION 318.** 940.225 (3) of the statutes is amended to read:

21 940.225 (3) ~~THIRD DEGREE SEXUAL ASSAULT.~~ Whoever has sexual intercourse
22 with a person without the consent of that person is guilty of a Class ~~D~~ G felony.
23 Whoever has sexual contact in the manner described in sub. (5) (b) 2. with a person
24 without the consent of that person is guilty of a Class ~~D~~ G felony.

25 **SECTION 319.** 940.23 (1) (a) of the statutes is amended to read:

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

4 **SECTION 320.** 940.23 (1) (b) of the statutes is amended to read:

5 940.23 (1) (b) Whoever recklessly causes great bodily harm to an unborn child
6 under circumstances that show utter disregard for the life of that unborn child, the
7 woman who is pregnant with that unborn child or another is guilty of a Class ~~C~~ D
8 felony.

9 **SECTION 321.** 940.23 (2) (a) of the statutes is amended to read:

10 940.23 (2) (a) Whoever recklessly causes great bodily harm to another human
11 being is guilty of a Class ~~D~~ F felony.

12 **SECTION 322.** 940.23 (2) (b) of the statutes is amended to read:

13 940.23 (2) (b) Whoever recklessly causes great bodily harm to an unborn child
14 is guilty of a Class ~~D~~ F felony.

15 **SECTION 323.** 940.24 (1) of the statutes is amended to read:

16 940.24 (1) Whoever causes bodily harm to another by the negligent operation
17 or handling of a dangerous weapon, explosives or fire is guilty of a Class ~~E~~ I felony.

18 **SECTION 324.** 940.24 (2) of the statutes is amended to read:

19 940.24 (2) Whoever causes bodily harm to an unborn child by the negligent
20 operation or handling of a dangerous weapon, explosives or fire is guilty of a Class ~~E~~
21 I felony.

22 **SECTION 325.** 940.25 (1) (intro.) of the statutes is amended to read:

23 940.25 (1) (intro.) Any person who does any of the following is guilty of a Class
24 ~~D~~ F felony:

25 **SECTION 326.** 940.25 (lb) of the statutes is repealed.

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1 **SECTION 327.** 940.285 (2) (b) lg. of the statutes is amended to read:

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

5 **SECTION 328.** 940.285 (2) (b) lm. of the statutes is amended to read:

6 940.285 (2) (b) lm. Any person violating par. (a) under circumstances that
7 cause great bodily harm is guilty of a Class ~~C F~~ felony.

8 **SECTION 329.** 940.285 (2) (b) lr. of the statutes is amended to read:

9 940.285 (2) (b) lr. Any person violating par. (a) 1. under circumstances that are
10 likely to cause great bodily harm is guilty of a Class ~~D G~~ felony. Any person violating
11 par. (a) 2. or 3. under circumstances that are likely to cause great bodily harm is
12 guilty of a Class I felony.

13 **SECTION 330.** 940.285 (2) (b) 2. of the statutes is amended to read:

14 940.285 (2) (b) 2. Any person violating par. (a) 1. under circumstances that
15 cause ~~or are likely to cause~~ bodily harm is guilty of a Class ~~E H~~ felony. Any person
16 violating par. (a) 1. under circumstances that are likely to cause bodily harm is guilty
17 of a Class I felony.

18 **SECTION 331.** 940.285 (2) (b) 3. of the statutes is repealed.

19 **SECTION 332.** 940.29 of the statutes is amended to read:

20 **940.29 Abuse of residents of penal facilities.** Any person in charge of or
21 employed in a penal or correctional institution or other place of confinement who
22 abuses, neglects or ill-treats any person confined in or a resident of any such
23 institution or place or who knowingly permits another person to do so is guilty of a
24 Class ~~E I~~ felony.

25 **SECTION 333.** 940.295 (3) (b) lg. of the statutes is amended to read:

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

5 **SECTION 334.** 940.295 (3) (b) lm. of the statutes is amended to read:

6 940.295 (3) (b) lm. Any person violating par. (a) under circumstances that
7 cause great bodily harm to a vulnerable person is guilty of a Class ~~C~~ E felony.

8 **SECTION 335.** 940.295 (3) (b) lr. of the statutes is amended to read:

9 940.295 (3) (b) lr. Except as provided in subd. lm., any person violating par.
10 (a) 1. under circumstances that cause ~~or are likely to cause~~ great bodily harm is guilty
11 of a Class ~~D~~ F felony. Any person violating par. (a) 1. under circumstances that are
12 likely to cause great bodily harm is guilty of a Class G felony.

13 **SECTION 336.** 940.295 (3) (b) 2. of the statutes is amended to read:

14 940.295 (3) (b) 2. Any person violating par. (a) 1. under circumstances that
15 cause ~~or are likely to cause~~ bodily harm is guilty of a Class ~~E~~ H felony. Any person
16 violating nar. (a) 1. under circumstances that are likely to cause bodily harm is guilty
17 of a Class I felony.

18 **SECTION 337.** 940.295 (3) (b) 3. of the statutes is amended to read:

19 940.295 (3) (b) 3. Except as provided in subd. lm., any person violating par. (a)
20 2. or 3. under circumstances that cause ~~or are likely to cause~~ great bodily harm is
21 guilty of a Class ~~E~~ H felony. Any person violating par. (a) 2. or 3. under circumstances
22 that are likely to cause great bodily harm is guilty of a Class I felony.

23 **SECTION 338.** 940.30 of the statutes is amended to read:

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1 **940.30 False imprisonment.** Whoever intentionally confines or restrains
2 another without the person's consent and with knowledge that he or she has no
3 lawful authority to do so is guilty of a Class ~~E~~ H felony.

4 **SECTION 339.** 940.305 (1) of the statutes is amended to read:

5 940.305 **(1)** Except as provided in sub. (2), whoever by force or threat of
6 imminent force seizes, confines or restrains a person without the person's consent
7 and with the intent to use the person as a hostage in order to influence a person to
8 perform or not to perform some action demanded by the actor is guilty of a Class 4
9 B felony.

10 **SECTION 340.** 940.305 (2) of the statutes is amended to read:

11 940.305 (2) Whoever commits a violation specified under sub. (1) is guilty of
12 a Class ~~B~~ C felony if, before the time of the actor's arrest, each person who is held as
13 a hostage is released without bodily harm.

14 **SECTION 341.** 940.31 (1) (intro.) of the statutes is amended to read:

15 940.31 **(1)** (intro.) Whoever does any of the following is guilty of a Class ~~B~~ C
16 felony:

17 **SECTION 342.** 940.31 (2) (a) of the statutes is amended to read:

18 940.31 (2) (a) Except as provided in par. (b), whoever violates sub. (1) with
19 intent to cause another to transfer property in order to obtain the release of the victim
20 is guilty of a Class ~~A~~ B felony.

21 **SECTION 343.** 940.31 (2) (b) of the statutes is amended to read:

22 940.31 **(2)** (b) Whoever violates sub. (1) with intent to cause another to transfer
23 property in order to obtain the release of the victim is guilty of a Class ~~B~~ C felony if
24 the victim is released without permanent physical injury prior to the time the first
25 witness is sworn at the trial.

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1 **SECTION 344.** 940.32 (2) (intro.) of the statutes is amended to read:

2 940.32 (2) (intro.) Whoever meets all of the following criteria is guilty of a Class

3 ~~A misdemeanor~~ I felony:

4 **SECTION 345.** 940.32 (2m) of the statutes is amended to read:

5 940.32 **(2m)** Whoever violates sub. (2) is guilty of a Class ~~D G~~ felony if he or she
6 intentionally gains access to a record in electronic format that contains personally
7 identifiable information regarding the victim in order to facilitate the violation
8 under sub. (2).

9 **SECTION 346.** 940.32 (3) (intro.) of the statutes is amended to read:

10 940.32 (3) (intro.) Whoever violates sub. (2) under any of the following
11 circumstances is guilty of a Class ~~E H~~ I felony:

12 **SECTION 347.** 940.32 (3m) (intro.) of the statutes is amended to read:

13 940.32 **(3m)** (intro.) Whoever violates sub. (3) under all of the following
14 circumstances is guilty of a Class ~~D G~~ I felony:

15 **SECTION 348.** 940.43 (intro.) of the statutes is amended to read:

16 **940.43 Intimidation of witnesses; felony.** (intro.) Whoever violates s.
17 940.42 under any of the following circumstances is guilty of a Class ~~D G~~ I felony:

18 **SECTION 349.** 940.45 (intro.) of the statutes is amended to 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~~ I felony:

21 **SECTION 350.** 941.11 (intro.) of the statutes is amended to read:

22 **941.11 Unsafe burning of buildings.** (intro.) Whoever does either of the
23 following is guilty of a Class ~~D H~~ I felony:

24 **SECTION 351.** 941.12 (1) of the statutes is amended to read:

BILL

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 **SECTION 352.** 941.20 (2) (intro.) of the statutes is amended to read:

5 941.20 (2) (intro.) Whoever does any of the following is guilty of a Class ~~E~~ G
6 felony:

7 **SECTION 353.** 941.20 (3) (a) (intro.) of the statutes is amended to read:

8 **941.20 (3) (a)** (intro.) Whoever intentionally discharges a firearm from a
9 vehicle while on a highway, as defined in s. 340.01 (22), or on a vehicle parking lot
10 that is open to the public under any of the following circumstances is guilty of a Class
11 ~~C~~ F felony:

12 **SECTION 354.** 941.21 of the statutes is amended to read:

13 **941.21 Disarming a peace officer.** Whoever intentionally disarms a peace
14 officer who is acting in his or her official capacity by taking a dangerous weapon or
15 a device or container described under s. 941.26 (1) (b) or (4) (a) from the officer
16 without his or her consent is guilty of a Class ~~E~~ H felony. This section applies to any
17 dangerous weapon or any device or container described under s. 941.26 (1) (b) or (4)
18 (a) that the officer is carrying or that is in an area within the officer's immediate
19 presence.

20 **SECTION 355.** 941.235 (1) of the statutes is amended to read:

21 941.235 **(1)** Any person who goes armed with a firearm in any building owned
22 or leased by the state or any political subdivision of the state is guilty of a Class ~~B~~
23 A misdemeanor.

24 **SECTION 356.** 941.26 (2) (a) of the statutes is amended to read:

25 941.26 (2) (a) Any person violating sub. (1) (a) is guilty of a Class ~~E~~ H felony.

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1 **SECTION 357.** 941.26 (2) (b) of the statutes is amended to read:

2 941.26 (2) (b) Any person violating sub. (1m) is guilty of a Class ~~C~~ F felony.

3 **SECTION 358.** 941.26 (2) (e) of the statutes is amended to read:

4 941.26 (2) (e) Any person who violates sub. (1) (b) regarding the sale or
5 commercial transportation of the bomb, grenade, projectile, shell or container under
6 sub. (1) (b) is guilty of a Class ~~E~~ H felony.

7 **SECTION 359.** 941.26 (2) (f) of the statutes is amended to read:

8 941.26 (2) (f) Any person who violates sub. (1) (b) regarding the use of the bomb,
9 grenade, projectile, shell or container under sub. (1) (b) to cause bodily harm or bodily
10 discomfort to a person who the actor knows, or has reason to know, is a peace officer
11 who is acting in an official capacity is guilty of a Class ~~D~~ H felony.

12 **SECTION 360.** 941.26 (2) (g) of the statutes is amended to read:

13 941.26 (2) (g) Any person who violates sub. (1) (b) regarding the use of the bomb,
14 grenade, projectile, shell or container under sub. (1) (b) during his or her commission
15 of another crime to cause bodily harm or bodily discomfort to another or who
16 threatens to use the bomb, grenade, projectile, shell or container during his or her
17 commission of another crime to incapacitate another person is guilty of a Class ~~E~~ H
18 felony.

19 **SECTION 361.** 941.26 (4) (d) of the statutes is amended to read:

20 941.26 (4) (d) Whoever intentionally uses a device or container described under
21 par. (a) to cause bodily harm or bodily discomfort to a person who the actor knows,
22 or has reason to know, is a peace officer who is acting in an official capacity is guilty
23 of a Class ~~D~~ H felony.

24 **SECTION 362.** 941.26 (4) (e) of the statutes is amended to read:

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1 941.26 (4) (e) Whoever uses a device or container described under par. (a)
2 during his or her commission of another crime to cause bodily harm or bodily
3 discomfort to another or who threatens to use the device or container during his or
4 her commission of another crime to incapacitate another person is guilty of a Class
5 ~~E~~ H felony.

6 **SECTION 363.** 941.28 (3) of the statutes is amended to read:

7 941.28 (3) Any person violating this section is guilty of a Class ~~E~~ H felony.

8 **SECTION 364. 941.29 (2) (intro.)** of the statutes is amended to read:

9 941.29 (2) (intro.) A person specified in sub. (1) is guilty of a Class ~~E~~ G felony
10 if he or she possesses a firearm under any of the following circumstances:

11 **SECTION 365.** 941.29 (2m) of the statutes is repealed.

12 **SECTION 366.** 941.295 (1) of the statutes is amended to read:

13 941.295 (1) Whoever sells, transports, manufactures, possesses or goes armed
14 with any electric weapon is guilty of a Class ~~E~~ H felony.

15 **SECTION 367.** 941.296 (2) (intro.) of the statutes is amended to read:

16 941.296 (2) (intro.) Whoever uses or possesses a handgun during the
17 commission of a crime under chs. 939 to 948 or 961 is guilty of a Class ~~E~~ H felony
18 under any of the following circumstances.

19 **SECTION 368.** 941.296 (3) of the statutes is repealed.

20 **SECTION 369.** 941.298 (2) of the statutes is amended to read:

21 941.298 (2) Whoever sells, delivers or possesses a firearm silencer is guilty of
22 a Class ~~E~~ H felony.

23 **SECTION 370.** 941.30 (1) of the statutes is amended to read:

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

4 **SECTION 371.** 941.30 (2) of the statutes is amended to read:

5 941.30 (2) ~~SECOND-DEGREE RECKLESSLY ENDANGERING SAFETY~~. Whoever
6 recklessly endangers another's safety is guilty of a Class ~~E~~ G felony

7 **SECTION 372.** 941.31 (1) of the statutes is amended to read:

8 941.31 **(1)** Whoever makes, buys, transports, possesses, or transfers any
9 explosive compound or offers to do the same, either with intent to use such explosive
10 to commit a crime or knowing that another intends to use it to commit a crime, is
11 guilty of a Class ~~C~~ F felony.

12 **SECTION 373.** 941.31 (2) (b) of the statutes is amended to read:

13 941.31 (2) (b) Whoever makes, buys, sells, transports, possesses, uses or
14 transfers any improvised explosive device, or possesses materials or components
15 with intent to assemble any improvised explosive device, is guilty of a Class ~~E~~ H
16 felony.

17 **SECTION 374.** 941.315 (3) (intro.) of the statutes is amended to read:

18 941.315 (3) (intro.) Whoever does any of the following is guilty of a Class ~~D~~ H
19 felony:

20 **SECTION 375.** 941.32 of the statutes is amended to read:

21 **941.32 Administering dangerous or stupefying drug.** Whoever
22 administers to another or causes another to take any poisonous, stupefying,
23 overpowering, narcotic, or anesthetic substance with intent thereby to facilitate the
24 commission of a crime is guilty of a Class ~~C~~ F felony.

25 **SECTION 376.** 941.325 of the statutes is amended to read:

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1 **941.325 Placing foreign objects in edibles.** Whoever places objects, drugs
2 or other substances in candy or other liquid or solid edibles with the intent to cause
3 bodily harm to another person is guilty of a Class ~~E~~ I felony.

4 **SECTION 377. 941.327 (2) (b) 1.** of the statutes is amended to read:

5 **941.327 (2) (b) 1.** Except as provided in subds. 2. to 4., a person violating par.
6 (a) is guilty of a Class ~~E~~ I felony.

7 **SECTION 378. 941.327 (2) (b) 2.** of the statutes is amended to read:

8 **941.327 (2) (b) 2.** If the act under par. (a) creates a high probability of great
9 bodily harm to another, a person violating par. (a) is guilty of a Class ~~D~~ H felony.

10 **SECTION 379. 941.327 (2) (b) 3.** of the statutes is amended to read:

11 **941.327 (2) (b) 3.** If the act under par. (a) causes great bodily harm to another,
12 a person violating par. (a) is guilty of a Class ~~C~~ F felony.

13 **SECTION 380. 941.327 (2) (b) 4.** of the statutes is amended to read:

14 **941.327 (2) (b) 4.** If the act under par. (a) causes death to another, a person is
15 guilty of a Class ~~A~~ C felony.

16 **SECTION 381. 941.327 (3)** of the statutes is amended to read:

17 **941.327 (3)** Whoever intentionally imparts or conveys false information,
18 knowing the information to be false, concerning an act or attempted act which, if
19 true, would constitute a violation of sub. (2) is guilty of a, Class ~~E~~ I felony.

20 **SECTION 382. 941.37 (3)** of the statutes is amended to read:

21 **941.37 (3)** Any person who intentionally interferes with any emergency
22 medical personnel in the performance of duties relating to an emergency or rescue
23 and who has reasonable grounds to believe that the interference may endanger
24 another's safety is guilty of a Class ~~E~~ I felony.

25 **SECTION 383. 941.37 (4)** of the statutes is amended to read:

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1 941.37 (4) Any person who violates sub. (3) and thereby contributes to the
2 death of another is guilty of a Class ~~C~~ E felony.

3 **SECTION 384.** 941.38 (1) (b) 4. of the statutes is amended to read:

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

6 **SECTION 385.** 941.38 (2) of the statutes is amended to read:

7 941.38 (2) Whoever intentionally solicits a child to participate in criminal gang
8 activity is guilty of a Class ~~E~~ I felony.

9 **SECTION 386.** 943.01 (2) (intro.) of the statutes is amended to read:

10 943.01 (2) (intro.) Any person violating sub. (1) under any of the following
11 circumstances is guilty of a Class ~~D~~ I felony:

12 **SECTION 387.** 943.01 (2) (d) of the statutes is amended to read:

13 943.01 (2) (d) If the total property damaged in violation of sub. (1) is reduced
14 in value by more than ~~\$1,000~~ ~~\$2,000~~ the purposes of this paragraph, property
15 is reduced in value by the amount which it would cost either to repair or replace it,
16 whichever is less.

17 **SECTION 388.** 943.01 (2g) of the statutes is repealed.

18 **SECTION 389.** 943.011 (2) (intro.) of the statutes is amended to read:

19 943.011 (2) (intro.) Whoever does any of the following is guilty of a Class ~~D~~ I
20 felony:

21 **SECTION 390.** 943.012 (intro.) of the statutes is amended to read:

22 **943.012 Criminal damage to or graffiti on religious and other property.**
23 (intro.) Whoever intentionally causes damage to, intentionally marks, draws or
24 writes with ink or another substance on or intentionally etches into any physical
25 property of another, without the person's consent and with knowledge of the

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1 character of the property, is guilty of a Class ~~E~~ I felony if the property consists of one
2 or more of the following:

3 **SECTION 391.** 943.013 (2) (intro.) of the statutes is amended to read:

4 943.013 (2) (intro.) Whoever intentionally causes or threatens to cause damage
5 to any physical property that belongs to a judge or his or her family member under
6 all of the following circumstances is guilty of a Class ~~D~~ I felony:

7 **SECTION 392.** 943.014 (2) of the statutes is amended to read:

8 943.014 (2) Whoever intentionally demolishes a historic building without a
9 permit issued by a city, village, town or county or without an order issued under s.
10 ~~66.05 shall be fined to 2 times the fair market value of the historic~~
11 ~~building and the land upon which the building is located immediately prior to~~
12 ~~demolition and may be imprisoned for not more than 9 months~~ is guilty of a Class A
13 misdemeanor.

14 **SECTION 393.** 943.015 (2) (intro.) of the statutes is amended to read:

15 943.015 (2) (intro.) Whoever intentionally causes or threatens to cause damage
16 to any physical property which belongs to a department of revenue official, employe
17 or agent or his or her family member under all of the following circumstances is guilty
18 of a Class ~~D~~ I felony:

19 **SECTION 394.** 943.017 (2) (intro.) of the statutes is amended to read:

20 943.017 (2) (intro.) Any person violating sub. (1) under any of the following
21 circumstances is guilty of a Class ~~D~~ I felony:

22 **SECTION 395.** 943.017 (2) (d) of the statutes is amended to read:

23 943.017 (2) (d) If the total property affected in violation of sub. (1) is reduced
24 in value by more than ~~\$1,000~~ \$2,000 the purposes of this paragraph, property

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1 is reduced in value by the amount which it would cost to repair or replace it or to
2 remove the marking, drawing, writing or etching, whichever is less.

3 **SECTION 396.** 943.017 (2m) (b) (intro.) of the statutes is amended to read:

4 943.017 (2m) (b) (intro.) Whoever does any of the following is guilty of a Class-B
5 I felony:

6 **SECTION 397.** 943.02 (1) (intro.) of the statutes is amended to read:

7 943.02 (1) (intro.) Whoever does any of the following is guilty of a Class ~~B~~ C
8 felony:

9 **SECTION 398.** 943.03 of the statutes is amended to read:

10 **943.03 Arson of property other than building.** Whoever, by means of fire,
11 intentionally damages any property (other than a building) of another without the
12 person's consent, if the property is of the value of \$100 or more, is guilty of a Class
13 ~~E~~ I felony.

14 **SECTION 399.** 943.04 of the statutes is amended to read:

15 **943.04 Arson with intent to defraud.** Whoever, by means of fire, damages
16 any property (other than a building) with intent to defraud an insurer of that
17 property is guilty of a Class ~~D~~ H felony. Proof that the actor recovered or attempted
18 to recover on a policy of insurance by reason of the fire is relevant but not essential
19 to establish the actor's intent to defraud the insurer.

20 **SECTION 400.** 943.06 (2) of the statutes is amended to read:

21 943.06 (2) Whoever possesses, manufactures, sells, offers for sale, gives or
22 transfers a fire bomb is guilty of a Class ~~E~~ H felony.

23 **SECTION 401.** 943.07 (1) of the statutes is amended to read:

24 943.07 (1) Whoever intentionally causes damage or who causes another person
25 to damage, tamper, change or destroy any railroad track, switch, bridge, trestle,

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1 tunnel or signal or any railroad property used in providing rail services, which could
2 cause an injury, accident or derailment is guilty of a Class 4 I felony.

3 **SECTION 402.** 943.07 (2) of the statutes is amended to read:

4 943.07 (2) Whoever intentionally shoots a firearm at any portion of a railroad
5 train, car, caboose or engine is guilty of a Class ~~A misdemeanor~~ I felony.

6 **SECTION 403.** 943.10 (1) (intro.) of the statutes is amended to read:

7 943.10 **(1)** (intro.) Whoever intentionally enters any of the following places
8 without the consent of the person in lawful possession and with intent to steal or
9 commit a felony in such place is guilty of a Class ~~C~~ F felony:

10 **SECTION 404.** 943.10 (2) (intro.) of the statutes is amended to read:

11 943.10 (2) (intro.) Whoever violates sub. (1) under any of the following
12 circumstances is guilty of a Class ~~B~~ E felony:

13 **SECTION 405.** 943.12 of the statutes is amended to read:

14 **943.12 Possession of burglarious tools.** Whoever has in personal
15 possession any device or instrumentality intended, designed or adapted for use in
16 breaking into any depository designed for the safekeeping of any valuables or into
17 any building or room, with intent to use such device or instrumentality to break into
18 a depository, building or room, and to steal therefrom, is guilty of a Class ~~E~~ I felony.

19 **SECTION 406.** 943.20 (3) (a) of the statutes is amended to read:

20 943.20 (3) (a) If the value of the property does not exceed ~~\$1,000~~ \$2,000, is
21 guilty of a Class A misdemeanor.

22 **SECTION 407.** 943.20 (3) (b) of the statutes is amended to read:

23 943.20 (3) (b) If the value of the property exceeds ~~\$1,000~~ \$2,000 but does not
24 ~~\$2,500~~ exceed \$5,000, is guilty of a Class ~~E~~ I felony.

25 **SECTION 408.** 943.20 (3) (bm) of the statutes is created to read:

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1 943.20 (3) (bm) If the value of the property exceeds \$5,000 but does not exceed
2 \$10,000, is guilty of a Class H felony.

3 **SECTION 409.** 943.20 (3) (c) of the statutes is amended to read:

4 943.20 (3) (c) If the value of the property exceeds ~~\$2,500~~ \$10,000, is guilty of
5 a Class ~~C~~ G felony.

6 **SECTION 410.** 943.20 (3) (d) (intro.) of the statutes is amended to read:

7 943.20 (3) (d) (intro.) If ~~the value of the property does not exceed \$2,500 and~~
8 any of the following circumstances ~~exist~~ exists, is guilty of a Class ~~D~~ H felony:

9 **SECTION 411.** 943.20 (3) (d) 1. of the statutes is amended to read:

10 943.20 (3) (d) 1. The property is a domestic animal; ~~or,~~

11 **SECTION 412.** 943.20 (3) (d) 2. of the statutes is renumbered 943.20 (3) (e) and
12 amended to read:

13 943.20 (3) (e) ~~The~~ If the property is taken from the person of another or from
14 a corpse; ~~or,~~ is guilty of a Class G felony.

15 **SECTION 413.** 943.20 (3) (d) 3. of the statutes is amended to read:

16 943.20 (3) (d) 3. The property is taken from a building which has been destroyed
17 or left unoccupied because of physical disaster, riot, bombing or the proximity of
18 battle; ~~or,~~

19 **SECTION 414.** 943.20 (3) (d) 4. of the statutes is amended to read:

20 943.20 (3) (d) 4. The property is taken after physical disaster, riot, bombing or
21 the proximity of battle has necessitated its removal from a building; ~~or,~~

22 **SECTION 415.** 943.201 (2) of the statutes is amended to read:

23 943.201 (2) Whoever intentionally uses or attempts to use any personal
24 identifying information or personal identification document of an individual to
25 obtain credit, money, goods, services or anything else of value without the

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1 authorization or consent of the individual and by representing that he or she is the
2 individual or is acting with the authorization or consent of the individual is guilty
3 of a Class ~~D~~ H felony.

4 **SECTION 416.** 943.205 (3) of the statutes is amended to read:

5 943.205 (3) Anyone who violates this section is guilty of a Class ~~E~~ I felony.

6 **SECTION 417.** 943.21 (3) (a) of the statutes is amended to read:

7 943.21 (3) (a) Is guilty of a Class A misdemeanor when the value of any
8 beverage, food, lodging, accommodation, transportation or other service is ~~\$1,000~~
9 \$2,000 or less.

10 **SECTION 418.** 943.21 (3) (b) of the statutes is amended to read:

11 943.21 (3) (b) Is guilty of a Class ~~E~~ I felony when the value of any beverage,
12 food, lodging, accommodation, transportation or other service exceeds ~~\$1,000~~ \$2,000.

13 **SECTION 419.** 943.23 (lg) of the statutes is amended to read:

14 943.23 (~~lg~~) Whoever, while possessing a dangerous weapon and by the use of,
15 or the threat of the use of, force or the weapon against another, intentionally takes
16 any vehicle without the consent of the owner is guilty of a Class ~~B~~ C felony.

17 **SECTION 420.** 943.23 (lm) of the statutes is repealed.

18 **SECTION 421.** 943.23 (lr) of the statutes is repealed.

19 **SECTION 422.** 943.23 (2) of the statutes is amended to read:

20 **943.23 (2)** ~~Whoever~~ Except as provided in sub. (3m), whoever intentionally
21 takes and drives any vehicle without the consent of the owner is guilty of a Class ~~D~~
22 H felony.

23 **SECTION 423.** 943.23 (3) of the statutes is amended to read:

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1 943.23 (3) ~~Whoever~~ Except as provided in sub. (3m), whoever intentionally
2 drives or operates any vehicle without the consent of the owner is guilty of a Class
3 E I felony.

4 **SECTION 424.** 943.23 (3m) of the statutes is created to read:

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

11 **SECTION 425.** 943.23 (4m) of the statutes is amended to read:

12 943.23 (**4m**) Whoever knows that the owner does not consent to the driving or
13 operation of a vehicle and intentionally accompanies, as a passenger in the vehicle,
14 a person while he or she violates sub. (1g), ~~(1m), (1r), (2) or~~, (3) or (3m) is guilty of a
15 Class A misdemeanor.

16 **SECTION 426.** 943.23 (5) of the statutes is amended to read:

17 943.23 (5) Whoever intentionally removes a major part of a vehicle without the
18 consent of the owner is guilty of a Class E I felony. Whoever intentionally removes
19 any other part or component of a vehicle without the consent of the owner is guilty
20 of a Class A misdemeanor.

21 **SECTION 427.** 943.24 (1) of the statutes is amended to read:

22 943.24 (1) Whoever issues any check or other order for the payment of not more
23 than ~~\$1,000~~ \$2,000 which, at the time of issuance, he or she intends shall not be paid
24 is guilty of a Class A misdemeanor.

25 **SECTION 428.** 943.24 (2) of the statutes is amended to read:

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1 943.24 (2) Whoever issues any single check or other order for the payment of
2 more than ~~\$1,000~~ \$2,000 or whoever within a 15-day period issues more than one
3 check or other order amounting in the aggregate to more than ~~\$1,000~~ \$2,000 which,
4 at the time of issuance, the person intends shall not be paid is guilty of a Class ~~E~~ I
5 felony.

6 **SECTION 429.** 943.25 (1) of the statutes is amended to read:

7 943.25 (1) Whoever, with intent to defraud, conveys real property which he or
8 she knows is encumbered, without informing the grantee of the existence of the
9 encumbrance is guilty of a Class ~~E~~ I felony.

10 **SECTION 430.** 943.25 (2) (intro.) of the statutes is amended to read:

11 943.25 (2) (intro.) Whoever, with intent to defraud, does any of the following
12 is guilty of a Class ~~E~~ I felony:

13 **SECTION 431.** 943.26 (2) of the statutes is amended to read:

14 943.26 (2) If the security is impaired by more than ~~\$1,000~~ \$2,000, the
15 mortgagor or vendee is guilty of a Class ~~E~~ I felony.

16 **SECTION 432.** 943.27 of the statutes is amended to read:

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

24 **SECTION 433.** 943.28 (2) of the statutes is amended to read:

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1 943.28 (2) Whoever makes any extortionate extension of credit, or conspires to
2 do so, if one or more of the parties to the conspiracy does an act to effect its object,
3 is guilty of a Class C F felony.

4 **SECTION 434.** 943.28 (3) of the statutes is amended to read:

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

9 **SECTION 435.** 943.28 (4) of the statutes is amended to read:

10 943.28 (4) Whoever knowingly participates in any way in the use of any
11 extortionate means to collect or attempt to collect any extension of credit, or to punish
12 any person for the nonrepayment thereof, is guilty of a Class C F felony.

13 **SECTION 436.** 943.30 (1) of the statutes is amended to read:

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

21 **SECTION 437.** 943.30 (2) of the statutes is amended to read:

22 943.30 (2) Whoever violates sub. (1) by obstructing, delaying or affecting
23 commerce or business or the movement of any article or commodity in commerce or
24 business is guilty of a Class D H felony.

25 **SECTION 438.** 943.30 (3) of the statutes is amended to read:

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

4 SECTION 439. 943.30 (4) of the statutes is amended to read:

5 943.30 (4) Whoever violates sub. (1) by attempting to influence the official
6 action of any public officer is guilty of a Class ~~D~~ H felony.

7 SECTION 440. 943.30 (5) (b) of the statutes is amended to read:

8 943.30 (5) (b) Whoever, orally or by any written or printed communication,
9 maliciously uses, or threatens to use, the patient health care records of another
10 person, with intent thereby to extort money or any pecuniary advantage, or with
11 intent to compel the person so threatened to do any act against the person's will or
12 omit to do any lawful act, is guilty of a Class ~~D~~ H felony.

13 SECTION 441. 943.31 of the statutes is amended to read:

14 **943.31 Threats to communicate derogatory information.** Whoever
15 threatens to communicate to anyone information, whether true or false, which would
16 injure the reputation of the threatened person or another unless the threatened
17 person transfers property to a person known not to be entitled to it is guilty of a Class
18 ~~E~~ I felony.

19 SECTION 442. 943.32 (1) (intro.) of the statutes is amended to read:

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

23 SECTION 443. 943.32 (2) of the statutes is amended to read:

24 943.32 (2) Whoever violates sub. (1) by use or threat of use of a dangerous
25 weapon, a device or container described under s. 941.26 (4) (a) or any article used or

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1 fashioned in a manner to lead the victim reasonably to believe that it is a dangerous
2 weapon or such a device or container is guilty of a Class ~~B~~ C felony.

3 SECTION 444. 943.34 (1) (a) of the statutes is amended to read:

4 943.34 (1) (a) A Class A misdemeanor, if the value of the property does not
5 exceed ~~\$1,000~~ \$2,000.

6 SECTION 445. 943.34 (1) (b) of the statutes is amended to read:

7 943.34 (1) (b) A Class ~~E~~ I felony, if the value of the property exceeds ~~\$1,000~~
8 \$2,000 but does not ~~more than \$2,500~~ exceed \$5,000.

9 SECTION 446. 943.34 (1) (bm) of the statutes is created to read:

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

12 SECTION 447. 943.34 (1) (c) of the statutes is amended to read:

13 943.34 (1) (c) A Class ~~C~~ G felony, if the value of the property exceeds ~~\$2,500~~
14 \$10,000.

15 SECTION 448. 943.38 (1) (intro.) of the statutes is amended to read:

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

20 SECTION 449. 943.38 (2) of the statutes is amended to read:

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

24 SECTION 450. 943.39 (intro.) of the statutes is amended to read:

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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 **SECTION 451.** 943.395 (2) (a) of the statutes is amended to read:

4 943.395 (2) (a) Is guilty of a Class A misdemeanor if the value of the claim or
5 benefit does not exceed ~~\$1,000~~ \$2,000.

6 **SECTION 452.** 943.395 (2) (b) of the statutes is amended to read:

7 943.395 (2) (b) Is guilty of a Class ~~E~~ I felony if the value of the claim or benefit
8 exceeds ~~\$1,000~~ \$2,000.

9 **SECTION 453.** 943.40 (intro.) of the statutes is amended to read:

10 **943.40 Fraudulent destruction of certain writings.** (intro.) Whoever with
11 intent to defraud does either of the following is guilty of a Class ~~D~~ H felony:

12 **SECTION 454.** 943.41 (8) (b) of the statutes is amended to read:

13 943.41 (8) (b) Any person violating any provision of sub. (3) (e), (4) (a), (6) (c)
14 or (6m) is guilty of a Class ~~E~~ I felony.

15 **SECTION 455.** 943.41 (8) (c) of the statutes is amended to read:

16 943.41 (8) (c) Any person violating any provision of sub. (5) or (6) (a), (b) or (d),
17 if the value of the money, goods, services or property illegally obtained does not
18 exceed ~~\$1,000~~ \$2,000 is guilty of a Class A misdemeanor; if the value of the money,
19 goods, services or property exceeds ~~\$1,000~~ \$2,000 but does not exceed ~~\$2,500~~ \$5,000,
20 in a single transaction or in separate transactions within a period not exceeding 6
21 months, the person is guilty of a Class ~~E~~ I felony; if the value of the money, goods,
22 services or property exceeds \$5,000 but does not exceed \$10,000. in a single
23 transaction or in separate transactions within a period not exceeding 6 months. the
24 person is guilty of a Class H felony; or if the value of the money, goods, services or

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1 property exceeds \$2,500 \$10,000. in a single transaction or in separate transactions
2 within a period not exceeding 6 months. the person is guilty of a Class ~~C~~ G felony.

3 **SECTION 456.** 943.45 (3) (c) of the statutes is amended to read:

4 943.45 (3) (c) Except as provided in par. (d), any person who violates sub. (1)
5 for direct or indirect commercial advantage or private financial gain is guilty of a
6 Class ~~E felony~~ A misdemeanor.

7 **SECTION 457.** 943.45 (3) (d) of the statutes is amended to read:

8 943.45 (3) (d) Any person who violates sub. (1) for direct or indirect commercial
9 advantage or private financial gain as a 2nd or subsequent offense is guilty of a Class
10 ~~D I~~ felony.

11 **SECTION 458.** 943.455 (4) (c) of the statutes is amended to read:

12 943.455 (4) (c) Except as provided in par. (d), any person who violates sub. (2)
13 (a) to (f) for direct or indirect commercial advantage or private financial gain is guilty
14 of a Class ~~E felony~~ A misdemeanor.

15 **SECTION 459.** 943.455 (4) (d) of the statutes is amended to read:

16 943.455 (4) (d) Any person who violates sub. (2) (a) to (f) for direct or indirect
17 commercial advantage or private financial gain as a 2nd or subsequent offense is
18 guilty of a Class ~~D I~~ felony.

19 **SECTION 460.** 943.46 (4) (c) of the statutes is amended to read:

20 943.46 (4) (c) Except as provided in par. (d), any person who violates sub. (2)
21 (a) to (g) for direct or indirect commercial advantage or private financial gain is guilty
22 of a Class ~~E felony~~ A misdemeanor.

23 **SECTION 461.** 943.46 (4) (d) of the statutes is amended to read:

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1 943.46 (4) (d) Any person who violates sub. (2) (a) to (g) for direct or indirect
2 commercial advantage or private financial gain as a 2nd or subsequent offense is
3 guilty of a Class ~~D~~ I felony.

4 **SECTION 462.** 943.47 (3) (c) of the statutes is amended to read:

5 943.47 (3) (c) Except as provided in par. (d), any person who violates sub. (2)
6 for direct or indirect commercial advantage or private financial gain is guilty of a
7 Class ~~E~~ A ~~felony~~ misdemeanor.

8 **SECTION 463.** 943.47 (3) (d) of the statutes is amended to read:

9 943.47 (3) (d) Any person who violates sub. (2) for direct or indirect commercial
10 advantage or private financial gain as a 2nd or subsequent offense is guilty of a Class
11 ~~D~~ I felony.

12 **SECTION 464.** 943.50 (4) (a) of the statutes is amended to read:

13 943.50 (4) (a) A Class A misdemeanor, if the value of the merchandise does not
14 exceed ~~\$1,000~~ \$2,000.

15 **SECTION 465.** 943.50 (4) (b) of the statutes is amended to read:

16 943.50 (4) (b) A Class ~~E~~ I felony, if the value of the merchandise exceeds ~~\$1,000~~
17 \$2,000 but does not ~~\$2,500~~ exceed \$5,000.

18 **SECTION 466.** 943.50 (4) (bm) of the statutes is created to read:

19 943.50 (4) (bm) A Class H felony, if the value of the merchandise exceeds \$5,000
20 but does not exceed \$10,000.

21 **SECTION 467.** 943.50 (4) (c) of the statutes is amended to read:

22 943.50 (4) (c) A Class ~~C~~ G felony, if the value of the merchandise exceeds ~~\$2,500~~
23 \$10,000.

24 **SECTION 468.** 943.60 (1) of the statutes is amended to read:

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

6 **SECTION 463.** 943.61 (5) (b) of the statutes is amended to read:

7 943.61 (5) (b) A Class ~~E~~ I felony, if the value of the library materials exceeds
8 \$1,000 but does not exceed \$2,500.

9 **SECTION 470.** 943.61 (5) (c) of the statutes is amended to read:

10 943.61 (5) (c) A Class ~~C~~ H felony, if the value of the library materials exceeds
11 \$2,500.

12 **SECTION 471.** 943.62 (4) (b) of the statutes is amended to read:

13 943.62 (4) (b) A Class ~~E~~ I felony, if the value of the advance payment or required
14 refund, as applicable, exceeds \$500 but does not exceed \$2,500.

15 **SECTION 472.** 943.62 (4) (c) of the statutes is amended to read:

16 943.62 (4) (c) A Class ~~C~~ F felony, if the value of the advance payment or required
17 refund, as applicable, exceeds \$2,500.

18 **SECTION 473.** 943.70 (2) (b) 2. of the statutes is amended to read:

19 943.70 (2) (b) 2. A Class ~~E~~ I felony if the offense is committed to defraud or to
20 obtain property.

21 **SECTION 474.** 943.70 (2) (b) 3. of the statutes is amended to read:

22 943.70 (2) (b) 3. A Class ~~D~~ H felony if the damage is greater than ~~\$2,500~~ \$5,000
23 or if it causes an interruption or impairment of governmental operations or public
24 communication, of transportation or of a supply of water, gas or other public service.

25 **SECTION 475.** 943.70 (2) (b) 4. of the statutes is amended to read:

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1 943.70 (2) (b) 4. A Class ~~C~~ F felony if the offense creates a substantial and
2 unreasonable risk of death or great bodily harm to another.

3 **SECTION 476.** 943.70 (3) (b) 2. of the statutes is amended to read:

4 943.70 (3) (b) 2. A Class ~~E~~ I felony if the offense is committed to defraud or
5 obtain property.

6 **SECTION 477.** 943.70 (3) (b) 3. of the statutes is amended to read:

7 943.70 (3) (b) 3. A Class ~~D~~ H felony if the damage to the computer, computer
8 system, computer network, equipment or supplies is greater than ~~\$2,500~~ \$5,000.

9 **SECTION 478.** 943.70 (3) (b) 4. of the statutes is amended to read:

10 943.70 (3) (b) 4. A Class ~~C~~ F felony if the offense creates a substantial and
11 unreasonable risk of death or great bodily harm to another.

12 **SECTION 479.** 943.75 (2) of the statutes is amended to read:

13 943.75 (2) Whoever intentionally releases an animal that is lawfully confined
14 for scientific, farming, companionship or protection of persons or property,
15 recreation, restocking, research, exhibition, commercial or educational purposes,
16 acting without the consent of the owner or custodian of the animal, is guilty of a Class
17 C misdemeanor. A 2nd violation of this section by a person is a Class A misdemeanor.
18 A 3rd or subsequent violation of this section by a person is a Class ~~E~~ I felony.

19 **SECTION 480.** 944.05 (1) (intro.) of the statutes is amended to read:

20 944.05 (1) (intro.) Whoever does any of the following is guilty of a Class ~~E~~ I
21 felony:

22 **SECTION 481.** 944.06 of the statutes is amended to read:

23 944.06 **Incest.** Whoever marries or has nonmarital sexual intercourse with
24 a person he or she knows is a blood relative and such relative is in fact related in a

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1 degree within which the marriage of the parties is prohibited by the law of this state
2 is guilty of a Class ~~C~~ F felony.

3 **SECTION 482.** 944.15 (title) of the statutes is repealed and recreated to read:

4 **944.15 (title) Public fornication.**

5 **SECTION 483.** 944.16 (intro.) of the statutes is amended to read:

6 **944.16 Adultery.** (intro.) Whoever does either of the following is guilty of a
7 Class ~~E~~ I felony:

8 **SECTION 484.** 944.205 (2) (intro.) of the statutes is amended to read:

9 944.205 (2) (intro.) Whoever does any of the following is guilty of a Class ~~E~~ I
10 felony:

11 **SECTION 485.** 944.21 (5) (c) of the statutes is amended to read:

12 944.21 (5) (c) If the person violating sub. (3) or (4) has 2 or more prior
13 convictions under this section, the person is guilty of a Class ~~D~~ H felony.

14 **SECTION 486.** 944.21 (5) (e) of the statutes is amended to read:

15 944.21 (5) (e) Regardless of the number of prior convictions, if the violation
16 under sub. (3) or (4) is for a wholesale transfer or distribution of obscene material,
17 the person is guilty of a Class ~~D~~ H felony.

18 **SECTION 487.** 944.32 of the statutes is amended to read:

19 **944.32 Soliciting prostitutes.** Except as provided under s. 948.08, whoever
20 intentionally solicits or causes any person to practice prostitution or establishes any
21 person in a place of prostitution is guilty of a Class ~~D~~ H felony

22 **SECTION 488.** 944.33 (2) of the statutes is amended to read:

23 944.33 (2) If the person received compensation from the earnings of the
24 prostitute, such person is guilty of a Class ~~C~~ F felony.

25 **SECTION 489.** 944.34 (intro.) of the statutes is amended to read:

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1 **944.34 Keeping place of prostitution.** (intro.) Whoever intentionally does
2 any of the following is guilty of a Class ~~D~~ H felony:

3 SECTION 490. 945.03 (intro.) of the statutes is amended to read:

4 **945.03 Commercial gambling.** (intro.) Whoever intentionally does any of
5 the following is engaged in commercial gambling and is guilty of a Class ~~E~~ I felony:

6 SECTION 491. 945.05 (1) (intro.) of the statutes is amended to read:

7 945.05 (1) (intro.) Whoever manufactures, transfers commercially or possesses
8 with intent to transfer commercially either of the following is guilty of a Class ~~E~~ I
9 felony:

10 SECTION 492. 945.08 (1) of the statutes is amended to read:

11 945.08 (1) Any person who, with intent to influence any participant to refrain
12 from exerting full skill, speed, strength or endurance, transfers or promises any
13 property or any personal advantage to or on behalf of any participant in a contest of
14 skill, speed, strength or endurance is guilty of a Class ~~D~~ H felony.

15 SECTION 493. 946.02 (1) (intro.) of the statutes is amended to read:

16 946.02 (1) (intro.) Whoever does any of the following is guilty of a Class ~~C~~ F
17 felony:

18 SECTION 494. 946.03 (1) (intro.) of the statutes is amended to read:

19 946.03 (1) (intro.) Whoever does any of the following is guilty of a Class ~~C~~ F
20 felony:

21 SECTION 495. 946.03 (2) of the statutes is amended to read:

22 946.03 (2) Whoever permits any premises under his or her care, control or
23 supervision to be used by an assembly with knowledge that the purpose of the
24 assembly is to advocate or teach the duty, necessity, desirability or propriety of
25 overthrowing the government of the United States or this state by the use or threat

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1 of physical violence with intent that such government be overthrown or, after
2 learning that the premises are being so used, permits such use to be continued is
3 guilty of a Class ~~E~~ I felony.

4 SECTION 496. 946.05 (1) of the statutes is amended to read:

5 946.05 (1) Whoever intentionally and publicly mutilates, defiles, or casts
6 contempt upon the flag is guilty of a Class ~~E~~ I felony.

7 SECTION 497. **946.10** (intro.) of the statutes is amended to read:

8 **946.10 Bribery of public officers and employes.** (intro.) Whoever does
9 either of the following is guilty of a Class ~~D~~ H felony:

10 SECTION 498. 946.11 (1) (intro.) of the statutes is amended to read:

11 946.11 (1) (intro.) Whoever does the following is guilty of a Class ~~E~~ I felony:

12 SECTION 499. 946.12 (intro.) of the statutes is amended to read:

13 **946.12 Misconduct in public office.** (intro.) Any public officer or public
14 employe who does any of the following is guilty of a Class ~~E~~ I felony:

15 SECTION 500. 946.13 (1) (intro.) of the statutes is amended to read:

16 946.13 (1) (intro.) Any public officer or public employe who does any of the
17 following is guilty of a Class ~~E~~ I felony:

18 SECTION 501. 946.14 of the statutes is amended to read:

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

24 SECTION 502. 946.15 (1) of the statutes is amended to read:

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1 946.15 (1) Any employer, or any agent or employe of an employer, who induces
2 any person who seeks to be or is employed pursuant to a public contract as defined
3 in s. 66.29 (1)(c) or who seeks to be or is employed on a project on which a prevailing
4 wage rate determination has been issued by the department of workforce
5 development under s. 66.293 (3), 103.49 (3) or 103.50 (3) or by a local governmental
6 unit, as defined in s. 66.293 (1) (d), under s. 66.293 (6) to give up, waive or return any
7 part of the compensation to which that person is entitled under his or her contract
8 of employment or under the prevailing wage rate determination issued by the
9 department or local governmental unit, or who reduces the hourly basic rate of pay
10 normally paid to an employe for work on a project on which a prevailing wage rate
11 determination has not been issued under s. 66.293 (3) or (6), 103.49 (3) or 103.50 (3)
12 during a week in which the employe works both on a project on which a prevailing
13 wage rate determination has been issued and on a project on which a prevailing wage
14 rate determination has not been issued, is guilty of a Class ~~E~~ I felony.

15 **SECTION 503.** 946.15 (3) of the statutes is amended to read:

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