

**1999 DRAFTING REQUEST**

**Assembly Amendment (AA-AB620)**

Received: **01/25/2000**

Received By: **nelsorpl**

Wanted: **Soon**

Identical to LRB:

For: **Pedro Colon (608) 267-7669**

By/Representing: **andy**

This file may be shown to any legislator: NO

Drafter: **nelsorpl**

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Subject: **Courts - miscellaneous**

Extra Copies:

**Pre Topic:** .

No specific pre topic given

**Topic:**

Worthless checks and shoplifting penalties

**Instructions:**

See Attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Reaired</u>
/1	nelsorp 1 0 1/25/2000	chanaman 0 1/25/2000	martykr 0 1/26/2000	_____	lrb-docadmin 0 1/26/2000	lrb-docadmin 0 1/26/2000	

FE Sent For:

<END>

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FE Sent For:		1/25		<END>			

Colon

Due **Process of Law**, By deleting this section, current law remain6 intact, requiring that the accused receive actual notice and that the **accused** is unable to cover the check, in order for the accused to be guilty of a crime.

- X
7. Delete SECTIONS 31 and 34, which penalize bad chebke and shoplifting by extending the \$500 maximum (for exemplary damages and attorney fees) so that it applies to each bad check or each item shoplifted, Under this provision of this bill, the defendant in a civil action can be penalized by an additional assessment of \$500 for each bad check written or each item shoplifted. This means, for example, that a person who shoplifts three small and cheap items in his or her pocket can have a judgment entered against them for \$1500. To make matters worse, that judgment may well be entered against them by default. The person with the judgement against them does not know that they have a judgement for \$1500 until they later get a job and have their wages garnished4 The problem with this bill, and current law, is that no distinction is made in the law for the value of the items shoplifted. People have been charged with exemplary damages for stealing small things like a bra or a fuse. By deleting these sections of the bill, current law remains, where the maximum is \$500 for the act of shoplifting the item or items -- not for each individual item.



1126 an  
State of Wisconsin  
1999 - 2000 LEGISLATURE

LRBa1216/1

RPN.....

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**ASSEMBLY AMENDMENT,  
TO 1999 ASSEMBLY BILL 620**

1 At the locations indicated, amend the bill as follows:

2 1. Page 12, line 6: delete lines 6 to 9. ✓

3 2. Page 13, line 9: delete lines 9 to 12. ✓

4 (END)