

1999 DRAFTING REQUEST

Bill

Received: **12/20/1999**Received By: **mdsida**Wanted: **As time permits**

Identical to LRB:

For: **Robert Ziegelbauer (608) 266-0315**By/Representing: **Luanne**

This file may be shown to any legislator: NO

Drafter: **mdsida**

May Contact:

Alt. Drafters:Subject: **Criminal Law - miscellaneous**

Extra Copies: jeo

Pre Topic:

No specific pre topic given

Topic:

Threat to state and county social service employes or their family members

Instructions:

Companion to LRB-3250

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Reaured</u>
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/1			martykr 12/20/1999	_____	lrb-docadmin 12/20/1999	lrb-docadmin 0 1/24/2000	

FE Sent For:

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State of Wisconsin
1999 - 2000 LEGISLATURE

4102/1

LRB 3250/2
MGD:cmh:mrc

stays

1999 SENATE BILL

repeal act

1 **AN ACT to create 940.208** of the statutes; **relating to:** threats to state or county
2 social service workers and providing a penalty.

Analysis by the Legislative Reference Bureau

Current law prohibits certain threats to cause bodily harm to the person or family member of a judge, a witness or an official, employe or agent of the department of revenue, department of commerce or department of workforce development. This bill prohibits certain threats to cause bodily harm to the person or family member of a social service worker, defined under the bill to mean an official or an employe of the department of health and family services, a county department of human services, a county department of social services, a county department of community programs or a county department of developmental disabilities services. A threat is covered by this prohibition if: 1) the person making the threat knows or should have known that the victim is a social service worker or a member of the social service worker's family; 2) at the time of the threat, the victim is acting in his or her official capacity or the threat is made in response to any action taken in an official capacity; and 3) the victim did not consent to the threat. A person who violates this prohibition may be imprisoned for up to nine months, fined up to \$10,000 or both.

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

3 **SECTION 1. 940.208** of the statutes is created to read:

**SUBMITTAL
FORM**

**LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

Date: 12/20/1999

To: Representative Ziegelbauer

Relating to LRB drafting number: LRB-4 102

Topic

Threat to state and county social service employees or their family members

Subject(s)

Criminal Law - miscellaneous

1. **JACKET** the draft for introduction

RB Ziegelbauer

in the Senate or the Assembly (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached _____

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Michael Dsida, Legislative Attorney
Telephone: (608) 266-9867

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