

1999 DRAFTING REQUEST

Bill

Received: **12/13/1999**

Received By: **mdsida**

Wanted: **12/15/1999**

Identical to LRB:

For: **Robert Goetsch (608) 266-2540**

By/Representing: **kent**

This file may be shown to any legislator: NO

Drafter: **rmarchan**

May Contact:

Alt. Drafters: **mdsida**

Subject: **Criminal Law - drugs**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Theft of anhydrous ammonia

Instructions:

See Attached.

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	Jacketed	<u>Reouired</u>
/?	rmarchan 12/13/1999			_____			
/1	mdsida 12/20/1999	chanaman 12/20/1999	jfrantze 12/20/1999	_____	lrb-docadmin 12/20/1999	lrb-docadmin 0 1/07/2000	

FE Sent For:

<END>

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1?	rmarchan	cmk 11	JG 12/20	JG/kh 12/20			

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<END>

P/c from Kent

Penalty for theft of anhydrous ammonia

w/ intent to use in ^{illegal} manufacture of ~~state~~
drugs.

Penalty = E felony

AB 465 ⇒ Class H

ASAP

P/c to Kent

He's ok w/ note including recalculation provisions



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-40722
MGD & NM:.....
cmh RMR

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

regen cat

1 AN ACT ...; relating to: theft of anhydrous ammonia and providing a penalty.

Analysis by the Legislative Reference Bureau

Current law prohibits the theft of another person's property generally. The misappropriation of certain types of property is also specifically prohibited under current law.

This bill prohibits the theft of anhydrous ammonia with intent to use it in the manufacture of a controlled substance or a controlled substance analog. A person who violates this prohibition may be fined not more than \$10,000, imprisoned for not more than 2 years or both.

two

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

2 SECTION 1. ~~961.197~~^{943.203} of the statutes is created to read:

3 **943.203 Theft of anhydrous ammonia. (1)** In this section, "controlled
4 substance", "controlled substance analog" and "manufacture" have the meanings
5 given ~~in~~ⁱⁿ s. 961.01.

6 (2) Any person who intentionally takes and carries away, uses, conceals or
7 retains possession of anhydrous ammonia belonging to another without the other's

1 consent, with intent to deprive the owner permanently of possession of the
2 anhydrous ammonia and with intent to use the anhydrous ✓ ammonia in the
3 manufacture of a controlled substance or a controlled substance analog is guilty of
4 a Class E felony.

5 (END)

**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: 12/20/1 999

To: Representative Goetsch

Relating to LRB drafting number: LB-4072

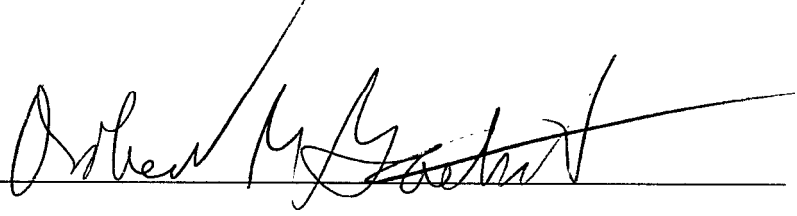
Topic

Theft of anhydrous ammonia

Subject(s)

Criminal Law - drugs

1. **JACKET** the draft for introduction _____



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.

Robert J. Marchant, Legislative Attorney
Telephone: (608) 261-4454