

## 1999 SENATE BILL 311

December 22, 1999 – Introduced by Senators BURKE, HUELSMAN and ROSENZWEIG, cosponsored by Representatives BOCK, BERCEAU, LA FAVE, MORRIS-TATUM, RICHARDS, RILEY and WASSERMAN. Referred to Committee on Judiciary and Consumer Affairs.

1     **AN ACT** *to create* 941.39 of the statutes; **relating to:** instructing persons to use  
2            weapons or techniques to cause civil disorders and providing a penalty.

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### *Analysis by the Legislative Reference Bureau*

Under current law, various acts which endanger or harm others are defined as crimes. This bill defines a new crime. Any person who instructs others about weapons or techniques capable of causing injury or death is guilty of a Class D felony if he or she knows that the information imparted by the instruction will be unlawfully used in a civil disorder. Upon conviction, the person may be fined not more than \$10,000 or imprisoned for not more than five years or both, if the offense occurs before December 31, 1999, or may be fined not more than \$10,000 or imprisoned for not more than ten years or both, if the offense occurs on or after December 31, 1999.

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

3            **SECTION 1.** 941.39 of the statutes is created to read:  
4            **941.39 Instruction and training; civil disorders. (1)** In this section:

**SENATE BILL 311**

1 (a) "Civil disorder" means a gathering of 3 or more persons engaging in acts of  
2 violence against persons or property that cause an immediate danger of or result in  
3 damage or injury.

4 (b) "Explosive or incendiary device" means any of the following:

- 5 1. Dynamite or other form of high explosive.
- 6 2. A bomb, grenade, missile or similar device.
- 7 3. A fire bomb, as defined under s. 943.06 (1).

8 **(2)** No person may instruct another about the use, application or manufacture  
9 of a dangerous weapon or explosive or incendiary device or about a technique capable  
10 of causing injury or death if the person intends or knows that the information  
11 imparted by the instruction will be unlawfully used in or in furtherance of a civil  
12 disorder.

13 **(3)** Whoever violates sub. (2) is guilty of a Class D felony.

14 **(END)**