

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3250/P1dn
MGD:cmh:km

October 6, 1999

Louie:

Please review this draft carefully to ensure that it is consistent with your intent. In particular, please note the following:

1. The draft protects all employees of the department of health and family services and the listed county departments, including employees who do not provide any client services (such as administrative staff). In addition, please note that the draft does not cover individuals providing social services through public schools, public hospitals, courts or the department of corrections. Is this okay?

2. Since it is patterned after ss. 940.201, 940.203, 940.205 and 940.207, this draft requires the prosecutor to prove that the victim did not consent to the threat. The consent provision, however, is much more relevant to cases in which a person inflicts bodily harm on another than to cases involving only threats. In view of this, if you would like me to redraft the bill to exclude the consent provision, please let me know.

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