

1 statement concerning the modification of the inmate's bifurcated sentence in the
2 manner provided in par. (f). The clerk of the circuit court shall make a reasonable
3 attempt to send the notice of hearing to the last-known address of the inmate's
4 victim, postmarked at least 10 days before the date of the hearing.

5 3. The director of state courts shall design and prepare cards for a victim to send
6 to the clerk of the circuit court for the county in which the inmate was convicted and
7 sentenced. The cards shall have space for a victim to provide his or her name and
8 address, the name of the applicable inmate and any other information that the
9 director of state courts determines is necessary. The director of state courts shall
10 provide the cards, without charge, to clerks of circuit court. Clerks of circuit court
11 shall provide the cards, without charge, to victims. Victims may send completed
12 cards to the clerk of the circuit court for the county in which the inmate was convicted
13 and sentenced. All court records or portions of records that relate to mailing
14 addresses of victims are not subject to inspection or copying under s. 19.35 (1).

15 (h) An inmate may appeal a court's decision to deny the inmate's petition for
16 modification of his or her bifurcated sentence. The state may appeal a court's
17 decision to grant an inmate's petition for a modification of the inmate's bifurcated
18 sentence. In an appeal under this paragraph, the appellate court may reverse a
19 decision granting or denying a petition for modification of a bifurcated sentence only
20 if it determines that the sentencing court erroneously exercised its discretion in
21 granting or denying the petition.

22 (i) If the program review committee denies an inmate's petition under par. (c),
23 the inmate may not file another petition within one year after the date of the program
24 review committee's denial. If the program review committee approves an inmate's
25 petition for referral to the sentencing court under par. (c) but the sentencing court

1 denies the petition, the inmate may not file another petition under par. (c) within one
2 year after the date of the court's decision.

3 (j) An inmate eligible to seek modification of his or her bifurcated sentence
4 under this subsection has a right to be represented by counsel in proceedings under
5 this subsection. An inmate, or the department on the inmate's behalf, may apply to
6 the state public defender for determination of indigency and appointment of counsel
7 under s. 977.05 (4) (jm) before or after the filing of a petition with the program review
8 committee under par. (c). If an inmate whose petition has been referred to the court
9 under par. (c) is without counsel, the court shall refer the matter to the state public
10 defender for determination of indigency and appointment of counsel under s. 977.05
11 (4) (jm).

12 *~~4424/2.147~~* SECTION 295. 302.114 (3) (a) (intro.) of the statutes is amended
13 to read:

14 302.114 (3) (a) (intro.) The warden or superintendent shall keep a record of the
15 conduct of each inmate subject to this section, specifying each infraction of the rules.
16 If ~~any an~~ inmate subject to this section violates an order under s. 973.031 requiring
17 him or her to participate in a drug treatment program, violates any regulation of the
18 prison or refuses or neglects to perform required or assigned duties, the department
19 may extend the extended supervision eligibility date set under s. 973.014 (1g) (a) 1.
20 or 2., whichever is applicable, as follows:

21 *~~4424/2.148~~* SECTION 296. 302.114 (5) (f) of the statutes is amended to read:

22 302.114 (5) (f) An inmate may appeal an order denying his or her petition for
23 release to extended supervision. In an appeal under this paragraph, the appellate
24 court may reverse an order denying a petition for release to extended supervision

1 only if it determines that the sentencing court ~~improperly~~ erroneously exercised its
2 discretion in denying the petition for release to extended supervision.

3 *~~4424/2.149~~* *~~2889/P3.6~~* SECTION 297. 302.114 (6) (b) of the statutes is
4 amended to read:

5 302.114 (6) (b) If an inmate petitions a court under sub. (5) or (9) ~~(b)~~ (bm) for
6 release to extended supervision under this section, the clerk of the circuit court in
7 which the petition is filed shall send a copy of the petition and, if a hearing is
8 scheduled, a notice of hearing to the victim of the crime committed by the inmate, if
9 the victim has submitted a card under par. (e) requesting notification.

10 *~~4424/2.150~~* *~~2889/P3.7~~* SECTION 298. 302.114 (6) (c) of the statutes is
11 amended to read:

12 302.114 (6) (c) The notice under par. (b) shall inform the victim that he or she
13 may appear at the hearing under sub. (5) or (9) ~~(b)~~ (bm), if a hearing is scheduled,
14 and shall inform the victim of the manner in which he or she may provide written
15 statements concerning the inmate's petition for release to extended supervision.

16 *~~4424/2.151~~* SECTION 299. 302.114 (8m) of the statutes is created to read:

17 302.114 (8m) (a) Every person released to extended supervision under this
18 section remains in the legal custody of the department. If the department alleges
19 that any condition or rule of extended supervision has been violated by the person,
20 the department may take physical custody of the person for the investigation of the
21 alleged violation.

22 (b) If a person released to extended supervision under this section signs a
23 statement admitting a violation of a condition or rule of extended supervision, the
24 department may, as a sanction for the violation, confine the person for up to 90 days
25 in a regional detention facility or, with the approval of the sheriff, in a county jail.

1 If the department confines the person in a county jail under this paragraph, the
2 department shall reimburse the county for its actual costs in confining the person
3 from the appropriations under s. 20.410 (1) (ab) and (b). Notwithstanding s. 302.43,
4 the person is not eligible to earn good time credit on any period of confinement
5 imposed under this subsection.

6 *~~4424/2.152~~* *~~2889/P3.8~~* SECTION 300. 302.114 (9) of the statutes is
7 amended to read:

8 302.114 (9) (a) If a person released to extended supervision under this section
9 violates a condition of extended supervision, the division of hearings and appeals in
10 the department of administration, upon proper notice and hearing, or the
11 department of corrections, if the person on extended supervision waives a hearing,
12 may revoke the extended supervision of the person ~~and return the person to prison.~~
13 If the extended supervision of the person is revoked, the person shall be returned to
14 the circuit court for the county in which the person was convicted of the offense for
15 which he or she was on extended supervision, and the court shall order the person
16 to be returned to prison, he or she shall be returned to prison for a specified period
17 of time, as provided under par. (b) before he or she is eligible for being released again
18 to extended supervision. The period of time specified under this paragraph may not
19 be less than 5 years and may be extended in accordance with sub. (3).

20 (b) ~~If~~ When a person is returned to ~~prison~~ court under par. (a) after revocation
21 of extended supervision, the department of corrections, in the case of a waiver, or the
22 division of hearings and appeals in the department of administration, in the case of
23 a hearing ~~under par. (a), shall specify a~~ make a recommendation to the court
24 concerning the period of time for which the person shall be incarcerated should be
25 returned to prison before being eligible for release to extended supervision. The

1 period of time ~~specified~~ recommended under this paragraph may not be less than 5
2 years ~~and may be extended in accordance with sub. (3).~~

3 (bm) A person who is returned to prison under par. (a) after revocation of
4 extended supervision may, upon petition to the sentencing court, be released to
5 extended supervision after he or she has served the entire period of time specified
6 ~~in by the court under par. (b) (a)~~, including any periods of extension imposed under
7 sub. (3). A person may not file a petition under this paragraph earlier than 90 days
8 before the date on which he or she is eligible to be released to extended supervision.
9 If a person files a petition for release to extended supervision under this paragraph
10 at any time earlier than 90 days before the date on which he or she is eligible to be
11 released to extended supervision, the court shall deny the petition without a hearing.
12 The procedures specified in sub. (5) (am) to (f) apply to a petition filed under this
13 paragraph.

14 (c) A person who is subsequently released to extended supervision under par.
15 ~~(b) (bm)~~ is subject to all conditions and rules under sub. (8) until the expiration of the
16 sentence.

17 ~~*-4424/2.153* *-2889/P3.9*~~ **SECTION 301.** 302.114 (9) (d) of the statutes is
18 created to read:

19 302.114 (9) (d) In any case in which there is a hearing before the division of
20 hearings and appeals in the department of administration concerning whether to
21 revoke a person's extended supervision, the person on extended supervision may
22 seek review of a decision to revoke extended supervision and the department of
23 corrections may seek review of a decision to not revoke extended supervision. Review
24 of a decision under this paragraph may be sought only by an action for certiorari.

25 ~~*-4424/2.154*~~ **SECTION 302.** 302.33 (1) of the statutes is amended to read:

1 302.33 (1) The maintenance of persons who have been sentenced to the state
2 penal institutions; persons in the custody of the department, except as provided in
3 sub. (2) and s. ss. 301.048 (7), 302.113 (8m) and 302.114 (8m); persons accused of
4 crime and committed for trial; persons committed for the nonpayment of fines and
5 expenses; and persons sentenced to imprisonment therein, while in the county jail,
6 shall be paid out of the county treasury. No claim may be allowed to any sheriff for
7 keeping or boarding any person in the county jail unless the person was lawfully
8 detained therein.

9 *~~4424/2.155~~* SECTION 303. 302.43 of the statutes is amended to read:

10 **302.43 Good time.** Every inmate of a county jail is eligible to earn good time
11 in the amount of one-fourth of his or her term for good behavior if sentenced to at
12 least 4 days, but fractions of a day shall be ignored. An inmate shall be given credit
13 for time served prior to sentencing under s. 973.155, including good time under s.
14 973.155 (4). An inmate who violates an order under s. 973.031 requiring him or her
15 to participate in a drug treatment program, violates any law or any regulation of the
16 jail, or neglects or refuses to perform any duty lawfully required of him or her, may
17 be deprived by the sheriff of good time under this section, except that the sheriff shall
18 not deprive the inmate of more than 2 days good time for any one offense without the
19 approval of the court. An inmate who files an action or special proceeding, including
20 a petition for a common law writ of certiorari, to which s. 807.15 applies shall be
21 deprived of the number of days of good time specified in the court order prepared
22 under s. 807.15 (3).

23 *~~4424/2.156~~* *~~2889/P3.10~~* SECTION 304. 303.065 (1) (b) 1. of the statutes
24 is amended to read:

1 303.065 (1) (b) 1. A person serving a life sentence, other than a life sentence
2 specified in subd. 2., may be considered for work release only after he or she has
3 reached parole eligibility under s. 304.06 (1) (b) or 973.014 (1) (a) or (b), whichever
4 is applicable, or he or she has reached his or her extended supervision eligibility date
5 under s. 302.114 (9) (b) (a) or 973.014 (1g) (a) 1. or 2., whichever is applicable.

6 *~~4424/2.157~~* **SECTION 305.** 303.08 (1) (intro.) of the statutes is amended to
7 read:

8 303.08 (1) (intro.) Any person sentenced to a county jail for crime, nonpayment
9 of a fine or forfeiture, or contempt of court, or subject to a confinement sanction under
10 s. 302.113 (8m) or 302.114 (8m) may be granted the privilege of leaving the jail during
11 necessary and reasonable hours for any of the following purposes:

12 *~~4424/2.158~~* **SECTION 306.** 303.08 (2) of the statutes is amended to read:

13 303.08 (2) Unless such privilege is expressly granted by the court or, in the case
14 of a person subject to a confinement sanction under s. 302.113 (8m) or 302.114 (8m),
15 the department, the prisoner person is sentenced to ordinary confinement. The A
16 prisoner, other than a person subject to a confinement sanction under s. 302.113 (8m)
17 or 302.114 (8m), may petition the court for such privilege at the time of sentence or
18 thereafter, and in the discretion of the court may renew the prisoner's petition. The
19 court may withdraw the privilege at any time by order entered with or without notice.

20 *~~4424/2.159~~* **SECTION 307.** 303.08 (5) (intro.) of the statutes is amended to
21 read:

22 303.08 (5) (intro.) By order of the court or, for a person subject to a confinement
23 sanction under s. 302.113 (8m) or 302.114 (8m), by order of the department, the
24 wages, salary and unemployment insurance and employment training benefits

1 received by prisoners shall be disbursed by the sheriff for the following purposes, in
2 the order stated:

3 ***-4424/2.160* SECTION 308.** 303.08 (6) of the statutes is amended to read:

4 303.08 (6) The department, for a person subject to a confinement sanction
5 under s. 302.113 (8m) or 302.114 (8m), or the sentencing court may, by order, may
6 authorize the sheriff to whom the prisoner is committed to arrange with another
7 sheriff for the employment or employment training of the prisoner in the other's
8 county, and while so employed or trained to be in the other's custody but in other
9 respects to be and continue subject to the commitment.

10 ***-4424/2.161* SECTION 309.** 303.08 (12) of the statutes is amended to read:

11 303.08 (12) In counties having a house of correction, any person violating the
12 privilege granted under sub. (1) may be transferred by the county jailer to the house
13 of correction for the remainder of the term of the person's sentence or, if applicable,
14 the remainder of the person's confinement sanction under s. 302.113 (8m) or 302.114
15 (8m).

16 ***-4424/2.162* *-3265/P1.3* SECTION 310.** 304.06 (1) (b) of the statutes is
17 amended to read:

18 304.06 (1) (b) Except as provided in s. 961.49 (2), 1997 stats., sub. (1m) or s.
19 302.045 (3), 961.49 (2), 973.01 (6) or 973.0135, the parole commission may parole an
20 inmate of the Wisconsin state prisons or any felon or any person serving at least one
21 year or more in a county house of correction or a county reforestation camp organized
22 under s. 303.07, when he or she has served 25% of the sentence imposed for the
23 offense, or 6 months, whichever is greater. Except as provided in s. 939.62 (2m) (c)
24 or 973.014 (1) (b) or (c), (1g) or (2), the parole commission may parole an inmate
25 serving a life term when he or she has served 20 years, as modified by the formula

1 under s. 302.11 (1) and subject to extension under s. 302.11 (1q) and (2), if applicable.
2 The person serving the life term shall be given credit for time served prior to
3 sentencing under s. 973.155, including good time under s. 973.155 (4). The secretary
4 may grant special action parole releases under s. 304.02. The department or the
5 parole commission shall not provide any convicted offender or other person
6 sentenced to the department's custody any parole eligibility or evaluation until the
7 person has been confined at least 60 days following sentencing.

8 ***-4424/2.163* *-3265/P1.4* SECTION 311.** 304.071 (2) of the statutes is
9 amended to read:

10 304.071 (2) If a prisoner is not eligible for parole under s. 961.49 (2), 1997 stats.
11 or s. 939.62 (2m) (c), 961.49 (2), 973.01 (6), 973.014 (1) (c) or (1g) or 973.032 (5), he
12 or she is not eligible for parole under this section.

13 ***-4424/2.164* *-3266/P1.108* SECTION 312.** 341.605 (3) of the statutes, as
14 affected by 1997 Wisconsin Act 283, is amended to read:

15 341.605 (3) Whoever violates sub. (1) or (2) ~~may be fined not more than \$5,000~~
16 ~~or imprisoned for not more than 7 years and 6 months, or both, for each violation is~~
17 guilty of a Class H felony.

18 ***-4424/2.165* *-3266/P1.109* SECTION 313.** 342.06 (2) of the statutes, as
19 affected by 1997 Wisconsin Act 283, is amended to read:

20 342.06 (2) Any person who knowingly makes a false statement in an
21 application for a certificate of title ~~may be fined not more than \$5,000 or imprisoned~~
22 ~~not more than 7 years and 6 months or both is guilty of a Class H felony.~~

23 ***-4424/2.166* *-3266/P1.110* SECTION 314.** 342.065 (4) (b) of the statutes, as
24 affected by 1997 Wisconsin Act 283, is amended to read:

1 342.065 (4) (b) Any person who violates sub. (1) with intent to defraud ~~may be~~
2 ~~fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months~~
3 ~~or both~~ is guilty of a Class H felony.

4 *~~4424/2.167~~* *~~3266/P1.111~~* SECTION 315. 342.155 (4) (b) of the statutes, as
5 affected by 1997 Wisconsin Act 283, is amended to read:

6 342.155 (4) (b) Any person who violates this section with intent to defraud may
7 be fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months
8 or both is guilty of Class H felony.

9 *~~4424/2.168~~* *~~3266/P1.112~~* SECTION 316. 342.156 (6) (b) of the statutes, as
10 affected by 1997 Wisconsin Act 283, is amended to read:

11 342.156 (6) (b) Any person who violates this section with intent to defraud ~~may~~
12 ~~be fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months~~
13 ~~or both~~ is guilty of a Class H felony.

14 *~~4424/2.169~~* *~~3266/P1.113~~* SECTION 317. 342.30 (3) (a) of the statutes, as
15 affected by 1997 Wisconsin Act 283, is amended to read:

16 342.30 (3) (a) Any person who violates sub. (1g) ~~may be fined not more than~~
17 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a
18 Class H felony.

19 *~~4424/2.170~~* *~~3266/P1.114~~* SECTION 318. 342.32 (3) of the statutes, as
20 affected by 1997 Wisconsin Act 283, is amended to read:

21 342.32 (3) Whoever violates sub. (1) or (2) ~~may be fined not more than \$5,000~~
22 ~~or imprisoned for not more than 7 years and 6 months, or both, for each violation~~ is
23 guilty of a Class H felony.

24 *~~4424/2.171~~* SECTION 319. 343.31 (1) (i) of the statutes is amended to read:

1 343.31 (1) (i) Knowingly fleeing or attempting to elude a traffic officer under
2 s. 346.04 (3).

3 *~~4424/2.172~~* SECTION 320. 343.31 (3) (d) (intro.) of the statutes is amended
4 to read:

5 343.31 (3) (d) (intro.) Any person convicted of knowingly fleeing or attempting
6 to elude a traffic officer under s. 346.04 (3) shall have his or her operating privilege
7 revoked as follows:

8 *~~4424/2.173~~* *~~3266/P1.115~~* SECTION 321. 343.44 (2) (b) (intro.) of the
9 statutes is amended to read:

10 343.44 (2) (b) (intro.) Except as provided in par. (am), any person who violates
11 sub. (1) (b), (c) or (d) shall be fined not more than \$2,500 or imprisoned for not more
12 than one year in the county jail or both. In imposing a sentence under this
13 paragraph, or a local ordinance in conformity with this paragraph, the court shall
14 review the record and consider the following:

15 *~~4424/2.174~~* *~~3266/P1.116~~* SECTION 322. 344.48 (2) of the statutes, as
16 affected by 1997 Wisconsin Act 283, is amended to read:

17 344.48 (2) Any person violating this section may be fined not more than ~~\$1,000~~
18 \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both.

19 *~~4441/1.41~~* SECTION 323. 344.576 (3) (a) 5. of the statutes is amended to read:

20 344.576 (3) (a) 5. The address and telephone number of the office of consumer
21 protection in the department of agriculture, trade and consumer protection justice.

22 *~~4441/1.42~~* SECTION 324. 344.576 (3) (c) of the statutes is amended to read:

23 344.576 (3) (c) The department of ~~agriculture, trade and consumer protection~~
24 justice shall promulgate rules specifying the form of the notice required under par.
25 (a), including the size of the paper and the type size and any highlighting of the

1 information described in par. (a). The rule may specify additional information that
2 must be included in the notice and the precise language that must be used.

3 ***-4441/1.43* SECTION 325.** 344.579 (2) (intro.) of the statutes is amended to
4 read:

5 344.579 (2) ENFORCEMENT. (intro.) The department of ~~agriculture, trade and~~
6 ~~consumer protection justice~~ shall investigate violations of ss. 344.574, 344.576 (1),
7 (2) and (3) (a) and (b), 344.577 and 344.578. The department of ~~agriculture, trade~~
8 ~~and consumer protection justice~~ may on behalf of the state:

9 ***-4424/2.175* *-0590/P5.14* SECTION 326.** 346.04 (2t) of the statutes is
10 created to read:

11 346.04 (2t) No operator of a vehicle, after having received a visible or audible
12 signal to stop his or her vehicle from a traffic officer or marked police vehicle, shall
13 knowingly resist the traffic officer by failing to stop his or her vehicle as promptly as
14 safety reasonably permits.

15 ***-4424/2.176* *-0590/P5.15* SECTION 327.** 346.04 (4) of the statutes is
16 created to read:

17 346.04 (4) Subsection (2t) is not an included offense of sub. (3), but a person may
18 not be convicted of violating both subs. (2t) and (3) for acts arising out of the same
19 incident or occurrence.

20 ***-4424/2.177* *-0590/P5.16* SECTION 328.** 346.17 (2t) of the statutes is
21 created to read:

22 346.17 (2t) Any person violating s. 346.04 (2t) may be fined not more than
23 \$10,000 or imprisoned for not more than 9 months or both.

24 ***-4424/2.178* *-3266/P1.117* SECTION 329.** 346.17 (3) (a) of the statutes, as
25 affected by 1997 Wisconsin Act 283, is amended to read:

1 346.17 (3) (a) Except as provided in par. (b), (c) or (d), any person violating s.
2 346.04 (3) ~~shall be fined not less than \$600 nor more than \$10,000 and may be~~
3 ~~imprisoned for not more than 3 years~~ is guilty of a Class I felony.

4 *~~4424/2.179~~* *~~0590/P5.18~~* **SECTION 330.** 346.17 (3) (b) of the statutes, as
5 affected by 1997 Wisconsin Act 283, is amended to read:

6 346.17 (3) (b) If the violation results in bodily harm, as defined in s. 939.22 (4),
7 to another, or causes damage to the property of another, as defined in s. 939.22 (28),
8 the person ~~shall be fined not less than \$1,000 nor more than \$10,000 and may be~~
9 ~~imprisoned for not more than 3 years~~ is guilty of a Class H felony.

10 *~~4424/2.180~~* *~~0590/P5.19~~* **SECTION 331.** 346.17 (3) (c) of the statutes, as
11 affected by 1997 Wisconsin Act 283, is amended to read:

12 346.17 (3) (c) If the violation results in great bodily harm, as defined in s. 939.22
13 (14), to another, the person ~~shall be fined not less than \$1,100 nor more than \$10,000~~
14 ~~and may be imprisoned for not more than 3 years~~ is guilty of a Class F felony.

15 *~~4424/2.181~~* *~~0590/P5.20~~* **SECTION 332.** 346.17 (3) (d) of the statutes, as
16 affected by 1997 Wisconsin Act 283, is amended to read:

17 346.17 (3) (d) If the violation results in the death of another, the person shall
18 ~~be fined not less than \$1,100 nor more than \$10,000 and may be imprisoned for not~~
19 ~~more than 7 years and 6 months~~ is guilty of a Class E felony.

20 *~~4424/2.182~~* *~~0590/P5.21~~* **SECTION 333.** 346.175 (1) (a) of the statutes is
21 amended to read:

22 346.175 (1) (a) Subject to s. 346.01 (2), the owner of a vehicle involved in a
23 violation of s. 346.04 ~~(2t) or~~ (3) for fleeing a traffic officer shall be presumed liable for
24 the violation as provided in this section.

1 *~~4424/2.183~~* *~~0590/P5.22~~* SECTION 334. 346.175 (1) (b) of the statutes is
2 amended to read:

3 346.175 (1) (b) Notwithstanding par. (a), no owner of a vehicle involved in a
4 violation of s. 346.04 (2t) or (3) for fleeing a traffic officer may be convicted under this
5 section if the person operating the vehicle or having the vehicle under his or her
6 control at the time of the violation has been convicted for the violation under this
7 section or under s. 346.04 (2t) or (3).

8 *~~4424/2.184~~* *~~0590/P5.23~~* SECTION 335. 346.175 (4) (b) of the statutes is
9 amended to read:

10 346.175 (4) (b) If the owner of the vehicle provides a traffic officer employed by
11 the authority issuing the citation with the name and address of the person operating
12 the vehicle or having the vehicle under his or her control at the time of the violation
13 and sufficient information for the officer to determine that probable cause does not
14 exist to believe that the owner of the vehicle was operating the vehicle at the time
15 of the violation, then the owner of the vehicle shall not be liable under this section
16 or under s. 346.04 (2t) or (3).

17 *~~4424/2.185~~* *~~0590/P5.24~~* SECTION 336. 346.175 (4) (c) of the statutes is
18 amended to read:

19 346.175 (4) (c) If the vehicle is owned by a lessor of vehicles and at the time of
20 the violation the vehicle was in the possession of a lessee, and the lessor provides a
21 traffic officer employed by the authority issuing the citation with the information
22 required under s. 343.46 (3), then the lessee and not the lessor shall be liable under
23 this section or under s. 346.04 (2t) or (3).

24 *~~4424/2.186~~* *~~0590/P5.25~~* SECTION 337. 346.175 (4) (d) of the statutes is
25 amended to read:

1 346.175 (4) (d) If the vehicle is owned by a dealer, as defined in s. 340.01 (11)
2 (intro.) but including the persons specified in s. 340.01 (11) (a) to (d), and at the time
3 of the violation the vehicle was being operated by or was under the control of any
4 person on a trial run, and if the dealer provides a traffic officer employed by the
5 authority issuing the citation with the name, address and operator's license number
6 of the person operating the vehicle, then that person, and not the dealer, shall be
7 liable under this section or under s. 346.04 (2t) or (3).

8 *~~4424/2.187~~* *~~0590/P5.26~~* **SECTION 338.** 346.175 (5) (intro.) of the statutes
9 is amended to read:

10 346.175 (5) (intro.) Notwithstanding the penalty otherwise specified under s.
11 346.17 (2t) or (3) for a violation of s. 346.04 (2t) or (3):

12 *~~4424/2.188~~* *~~0590/P5.27~~* **SECTION 339.** 346.175 (5) (a) of the statutes is
13 amended to read:

14 346.175 (5) (a) A vehicle owner or other person found liable under this section
15 for a violation of s. 346.04 (2t) or (3) shall be required to forfeit not less than \$300 nor
16 more than \$1,000.

17 *~~4424/2.189~~* *~~3266/P1.121~~* **SECTION 340.** 346.65 (2) (e) of the statutes is
18 amended to read:

19 346.65 (2) (e) Except as provided in par. (f), is guilty of a Class H felony and shall
20 be fined not less than \$600 ~~nor more than \$2,000~~ and imprisoned for not less than
21 6 months ~~nor more than 5 years~~ if the total number of suspensions, revocations and
22 convictions counted under s. 343.307 (1) equals 5 or more, except that suspensions,
23 revocations or convictions arising out of the same incident or occurrence shall be
24 counted as one.

1 *~~4424/2.190~~* *~~3266/P1.122~~* **SECTION 341.** 346.65 (5) of the statutes, as
2 affected by 1997 Wisconsin Act 283, is amended to read:

3 346.65 (5) Except as provided in sub. (5m), any person violating s. 346.62 (4)
4 shall be ~~fin~~ed not less than \$600 nor more than \$2,000 and may be imprisoned for
5 not less than 90 days nor more than 2 years and 3 months is guilty of a Class I felony.

6 *~~4424/2.191~~* *~~3266/P1.123~~* **SECTION 342.** 346.74 (5) (b) of the statutes, as
7 affected by 1997 Wisconsin Act 283, is amended to read:

8 346.74 (5) (b) ~~Shall~~ May be fined not less than \$300 nor more than \$5,000
9 \$10,000 or imprisoned for not less than 10 days nor more than 2 years 9 months or
10 both if the accident involved injury to a person but the person did not suffer great
11 bodily harm.

12 *~~4424/2.192~~* *~~3266/P1.124~~* **SECTION 343.** 346.74 (5) (c) of the statutes, as
13 affected by 1997 Wisconsin Act 283, is amended to read:

14 346.74 (5) (c) ~~May be fined not more than \$10,000 or imprisoned not more than~~
15 ~~3 years or both~~ Is guilty of a Class I felony if the accident involved injury to a person
16 and the person suffered great bodily harm.

17 *~~4424/2.193~~* *~~3266/P1.125~~* **SECTION 344.** 346.74 (5) (d) of the statutes, as
18 affected by 1997 Wisconsin Act 283, is amended to read:

19 346.74 (5) (d) ~~May be fined not more than \$10,000 or imprisoned not more than~~
20 ~~7 years and 6 months or both~~ Is guilty of a Class H felony if the accident involved
21 death to a person.

22 *~~4424/2.194~~* *~~3266/P1.126~~* **SECTION 345.** 350.11 (2m) of the statutes, as
23 affected by 1997 Wisconsin Act 283, is amended to read:

24 350.11 (2m) Any person who violates s. 350.135 (1) ~~shall be fined not more than~~
25 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class H felony

1 if the violation causes the death or injury, as defined in s. 30.67 (3) (b), of another
2 person.

3 *~~4424/2.195~~* SECTION 346. 351.07 (2) (a) of the statutes is renumbered 351.07
4 (2).

5 *~~4424/2.196~~* SECTION 347. 351.07 (2) (b) of the statutes is repealed.

6 *~~4424/2.197~~* *~~3266/P1.127~~* SECTION 348. 446.07 of the statutes, as
7 affected by 1997 Wisconsin Act 283, is amended to read:

8 **446.07 Penalty.** Anyone violating this chapter may be fined not less than ~~\$100~~
9 ~~nor~~ more than ~~\$500~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or
10 both.

11 *~~4424/2.198~~* *~~3266/P1.128~~* SECTION 349. 447.09 of the statutes, as
12 affected by 1997 Wisconsin Act 283, is amended to read:

13 **447.09 Penalties.** Any person who violates this chapter may be fined not more
14 than \$1,000 or imprisoned for not more than one year in the county jail or both for
15 the first offense and ~~may be fined not more than \$2,500 or imprisoned for not more~~
16 ~~than 3 years or both~~ is guilty of a Class I felony for the 2nd or subsequent conviction
17 within 5 years.

18 *~~4424/2.199~~* *~~3266/P1.129~~* SECTION 350. 450.11 (9) (b) of the statutes, as
19 affected by 1997 Wisconsin Act 283, is amended to read:

20 450.11 (9) (b) Any person who delivers, or who possesses with intent to
21 manufacture or deliver, a prescription drug in violation of this section ~~may be fined~~
22 ~~not more than \$10,000 or imprisoned for not more than 7 years and 6 months or both~~
23 is guilty of a Class H felony.

24 *~~4424/2.200~~* *~~3266/P1.130~~* SECTION 351. 450.14 (5) of the statutes, as
25 affected by 1997 Wisconsin Act 283, is amended to read:

1 450.14 (5) Any person who violates this section ~~may be fined not less than \$100~~
2 ~~nor more than \$1,000 or imprisoned for not less than one year nor more than 7 years~~
3 ~~and 6 months or both~~ is guilty of a Class H felony.

4 *~~4424/2.201~~* *~~3266/P1.131~~* **SECTION 352.** 450.15 (2) of the statutes, as
5 affected by 1997 Wisconsin Act 283, is amended to read:

6 450.15 (2) Any person who violates this section ~~may be fined not less than \$100~~
7 ~~nor more than \$1,000 or imprisoned for not less than one year nor more than 7 years~~
8 ~~and 6 months or both~~ is guilty of a Class H felony.

9 *~~4424/2.202~~* *~~3266/P1.132~~* **SECTION 353.** 551.58 (1) of the statutes, as
10 affected by 1997 Wisconsin Act 283, is amended to read:

11 551.58 (1) Any person who wilfully violates any provision of this chapter except
12 s. 551.54, or any rule under this chapter, or any order of which the person has notice,
13 or who violates s. 551.54 knowing or having reasonable cause to believe that the
14 statement made was false or misleading in any material respect, ~~may be fined not~~
15 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is
16 guilty of a Class H felony. Each of the acts specified shall constitute a separate
17 offense and a prosecution or conviction for any one of such offenses shall not bar
18 prosecution or conviction for any other offense.

19 *~~4424/2.203~~* *~~3266/P1.133~~* **SECTION 354.** 552.19 (1) of the statutes, as
20 affected by 1997 Wisconsin Act 283, is amended to read:

21 552.19 (1) Any person, including a controlling person of an offeror or target
22 company, who wilfully violates this chapter or any rule under this chapter, or any
23 order of which the person has notice, ~~may be fined not more than \$5,000 or~~
24 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
25 felony. Each of the acts specified constitutes a separate offense and a prosecution or

1 conviction for any one of the offenses does not bar prosecution or conviction for any
2 other offense.

3 ***-4424/2.204* *-3266/P1.134* SECTION 355.** 553.52 (1) of the statutes, as
4 affected by 1997 Wisconsin Act 283, is amended to read:

5 553.52 (1) Any person who wilfully violates s. 553.41 (2) to (5) or any order of
6 which the person has notice, or who violates s. 553.41 (1) knowing or having
7 reasonable cause to believe either that the statement made was false or misleading
8 in any material respect or that the failure to report a material event under s. 553.31
9 (1) was false or misleading in any material respect, ~~may be fined not more than~~
10 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a
11 Class G felony. Each of the acts specified is a separate offense, and a prosecution or
12 conviction for any one of those offenses does not bar prosecution or conviction for any
13 other offense.

14 ***-4424/2.205* *-3266/P1.135* SECTION 356.** 553.52 (2) of the statutes, as
15 affected by 1997 Wisconsin Act 283, is amended to read:

16 553.52 (2) Any person who employs, directly or indirectly, any device, scheme
17 or artifice to defraud in connection with the offer or sale of any franchise or engages,
18 directly or indirectly, in any act, practice, or course of business which operates or
19 would operate as a fraud or deceit upon any person in connection with the offer or
20 sale of any franchise ~~shall be fined not more than \$5,000 or imprisoned for not more~~
21 ~~than 7 years and 6 months or both~~ is guilty of a Class G felony.

22 ***-4424/2.206* *-3266/P1.136* SECTION 357.** 562.13 (3) of the statutes, as
23 affected by 1997 Wisconsin Act 283, is amended to read:

24 562.13 (3) Whoever violates s. 562.11 (2) or (3) ~~may be fined not more than~~
25 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class I felony.

1 *~~4424/2.207~~* *~~3266/P1.137~~* SECTION 358. 562.13 (4) of the statutes, as
2 affected by 1997 Wisconsin Act 283, is amended to read:

3 562.13 (4) Whoever violates s. 562.09, 562.105, 562.11 (4) or 562.12 ~~may be~~
4 ~~fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months~~
5 ~~or both~~ is guilty of a Class H felony.

6 *~~4424/2.208~~* *~~3266/P1.138~~* SECTION 359. 565.50 (2) of the statutes, as
7 affected by 1997 Wisconsin Act 283, is amended to read:

8 565.50 (2) Any person who alters or forges a lottery ticket or share or
9 intentionally utters or transfers an altered or forged lottery ticket or share ~~shall be~~
10 ~~fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months~~
11 ~~or both~~ is guilty of a Class I felony.

12 *~~4424/2.209~~* *~~3266/P1.139~~* SECTION 360. 565.50 (3) of the statutes, as
13 affected by 1997 Wisconsin Act 283, is amended to read:

14 565.50 (3) Any person who possesses an altered or forged lottery ticket or share
15 with intent to defraud shall be fined not more than \$10,000 or imprisoned for not
16 more than ~~3 years~~ 9 months or both.

17 *~~4424/2.210~~* *~~3266/P1.140~~* SECTION 361. 601.64 (4) of the statutes, as
18 affected by 1997 Wisconsin Act 283, is amended to read:

19 601.64 (4) CRIMINAL PENALTY. Whoever intentionally violates or intentionally
20 permits any person over whom he or she has authority to violate or intentionally aids
21 any person in violating any insurance statute or rule of this state, s. 149.13 or
22 149.144 or any effective order issued under s. 601.41 (4) ~~may~~ is guilty of a Class I
23 felony, unless a specific penalty is provided elsewhere in the statutes, ~~be fined not~~
24 ~~more than \$10,000 if a corporation or if a natural person be fined not more than~~

1 ~~\$5,000 or imprisoned for not more than 4 years and 6 months or both.~~ Intent has the
2 meaning expressed under s. 939.23.

3 *~~4445/1.9~~* **SECTION 362.** 609.88 of the statutes is created to read:

4 **609.88 Coverage of immunizations.** Managed care plans are subject to s.
5 632.895 (14).

6 *~~4441/1.44~~* **SECTION 363.** 618.41 (6m) of the statutes is amended to read:

7 618.41 (6m) RUSTPROOFING WARRANTIES INSURANCE. An insurer issuing a policy
8 of insurance to cover a warranty, as defined in s. ~~100.205~~ 134.178 (1) (g), shall comply
9 with s. 632.18 and the policy shall be on a form approved by the commissioner under
10 s. 631.20.

11 *~~4441/1.45~~* **SECTION 364.** 631.01 (1) (b) of the statutes is amended to read:

12 631.01 (1) (b) On business operations in this state if the contract is negotiated
13 outside this state and if the operations in this state are incidental or subordinate to
14 operations outside this state, unless the contract is for a policy of insurance to cover
15 a warranty, as defined in s. ~~100.205~~ 134.178 (1) (g), in which case the provisions set
16 forth in sub. (4m) apply; and

17 *~~4441/1.46~~* **SECTION 365.** 631.01 (4m) of the statutes is amended to read:

18 631.01 (4m) RUSTPROOFING WARRANTIES INSURANCE. An insurer issuing a policy
19 of insurance to cover a warranty, as defined in s. ~~100.205~~ 134.178 (1) (g), shall comply
20 with s. 632.18 and the policy shall be on a form approved by the commissioner under
21 s. 631.20.

22 *~~4441/1.47~~* **SECTION 366.** 632.18 of the statutes is amended to read:

23 **632.18 Rustproofing warranties insurance.** A policy of insurance to cover
24 a warranty, as defined in s. ~~100.205~~ 134.178 (1) (g), shall fully cover the financial
25 integrity of the warranty.

1 *~~4445/1.10~~* **SECTION 367.** 632.895 (14) of the statutes is created to read:

2 632.895 (14) **COVERAGE OF IMMUNIZATIONS.** (a) In this subsection:

3 1. “Appropriate and necessary immunizations” means the administration of
4 vaccine that meets the standards approved by the U.S. public health service for such
5 biological products against at least all of the following:

6 a. Diphtheria.

7 b. Pertussis.

8 c. Tetanus.

9 d. Polio.

10 e. Measles.

11 f. Mumps.

12 g. Rubella.

13 h. Hemophilus influenza B.

14 i. Hepatitis B.

15 j. Varicella.

16 2. “Dependent” means a spouse, an unmarried child under the age of 19 years,
17 an unmarried child who is a full-time student under the age of 21 years and who is
18 financially dependent upon the parent, or an unmarried child of any age who is
19 medically certified as disabled and who is dependent upon the parent.

20 (b) Except as provided in par. (d), every disability insurance policy, and every
21 self-insured health plan of the state or a county, city, town, village or school district,
22 that provides coverage for a dependent of the insured shall provide coverage of
23 appropriate and necessary immunizations, from birth to the age of 6 years, for a
24 dependent who is a child of the insured.

1 (c) The coverage required under par. (b) may not be subject to any deductibles,
2 copayments or coinsurance under the policy or plan. This paragraph applies to a
3 managed care plan, as defined in s. 609.01 (3c), only with respect to appropriate and
4 necessary immunizations provided by providers participating, as defined in s. 609.01
5 (3m), in the plan.

6 (d) This subsection does not apply to any of the following:

- 7 1. A disability insurance policy that covers only certain specified diseases.
- 8 2. A disability insurance policy that covers only hospital and surgical charges.
- 9 3. A health care plan offered by a limited service health organization, as defined
10 in s. 609.01 (3), or by a preferred provider plan, as defined in s. 609.01 (4), that is not
11 a managed care plan, as defined in s. 609.01 (3c).
- 12 4. A long-term care insurance policy.
- 13 5. A medicare replacement policy.
- 14 6. A medicare supplement policy.

15 ~~*-4424/2.211*~~ ~~*-3266/P1.141*~~ **SECTION 368.** 641.19 (4) (a) of the statutes, as
16 affected by 1997 Wisconsin Act 283, is amended to read:

17 641.19 (4) (a) Any person who wilfully violates or fails to comply with any
18 provision of this chapter or the rules promulgated thereunder or who, knowingly,
19 makes a false statement, a false representation of a material fact, or who fails to
20 disclose a material fact in any registration, examination, statement or report
21 required under this chapter or the rules promulgated thereunder, ~~may be fined not~~
22 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both is~~
23 guilty of a Class H felony.

24 ~~*-4424/2.212*~~ ~~*-3266/P1.142*~~ **SECTION 369.** 641.19 (4) (b) of the statutes, as
25 affected by 1997 Wisconsin Act 283, is amended to read:

1 641.19 (4) (b) Any person who embezzles, steals, or unlawfully and wilfully
2 abstracts or converts to his or her own use or to the use of another, any of the moneys,
3 funds, securities, premiums, credits, property, or other assets of any employe welfare
4 fund, or of any fund connected therewith, ~~shall be fined not more than \$10,000 or~~
5 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
6 felony.

7 *~~4441/1.48~~* **SECTION 370.** 704.90 (11) (title) of the statutes is amended to
8 read:

9 704.90 (11) (title) DUTIES OF THE DEPARTMENT OF ~~AGRICULTURE, TRADE AND~~
10 ~~CONSUMER PROTECTION~~ JUSTICE.

11 *~~4441/1.49~~* **SECTION 371.** 704.90 (11) (a) of the statutes is amended to read:

12 704.90 (11) (a) Except as provided in par. (c), the department of ~~agriculture,~~
13 ~~trade and consumer protection~~ justice shall investigate alleged violations of this
14 section and rules promulgated under sub. (9). To facilitate its investigations, the
15 department of justice may subpoena persons and records and may enforce
16 compliance with the subpoenas as provided in s. 885.12.

17 *~~4441/1.50~~* **SECTION 372.** 704.90 (11) (b) of the statutes is amended to read:

18 704.90 (11) (b) Except as provided in par. (a), the department of justice may,
19 on behalf of the state, bring an action for temporary or permanent injunctive or other
20 relief in any court of competent jurisdiction for any violation of this section or any
21 rule promulgated under sub. (9).

22 *~~4441/1.51~~* **SECTION 373.** 707.49 (4) of the statutes is amended to read:

23 707.49 (4) SURETY BOND AND OTHER OPTIONS. Instead of placing deposits in an
24 escrow account, a developer may obtain a surety bond issued by a company
25 authorized to do business in this state, an irrevocable letter of credit or a similar

1 arrangement, in an amount which at all times is not less than the amount of the
2 deposits otherwise subject to the escrow requirements of this section. The bond,
3 letter of credit or similar arrangement shall be filed with the department of
4 agriculture, ~~trade and consumer protection justice~~ and made payable to the
5 department of agriculture, ~~trade and consumer protection justice~~ for the benefit of
6 aggrieved parties.

7 *~~4441/1.52~~* **SECTION 374.** 707.55 (10) of the statutes is amended to read:

8 707.55 (10) GIFTS AND PRIZES. A mail or coupon promotion sent to residents of
9 this state that offers any award, gift or prize for visiting a development or attending
10 any sales presentation shall comply with the requirements of s. ~~100.171~~ 134.74.

11 *~~4441/1.53~~* **SECTION 375.** 707.57 (2) of the statutes is amended to read:

12 707.57 (2) DEPARTMENT OF ~~AGRICULTURE, TRADE AND CONSUMER PROTECTION~~
13 JUSTICE AUTHORITY. (a) The department of ~~agriculture, trade and consumer~~
14 ~~protection justice~~, or any district attorney upon informing the department of
15 ~~agriculture, trade and consumer protection justice~~, may commence an action in
16 circuit court in the name of the state to restrain by temporary or permanent
17 injunction any violation of this chapter. Before entry of final judgment, the court may
18 make such orders or judgments as may be necessary to restore to any person any
19 pecuniary loss suffered because of the acts or practices involved in the action if proof
20 of these acts or practices is submitted to the satisfaction of the court.

21 (b) The department of ~~agriculture, trade and consumer protection justice~~ may
22 conduct hearings, administer oaths, issue subpoenas and take testimony to aid in its
23 investigation of violations of this chapter.

24 *~~4441/1.54~~* **SECTION 376.** 707.57 (3) of the statutes is amended to read:

1 707.57 (3) PENALTY. Any person who violates this chapter shall be required to
2 forfeit not more than \$5,000 for each offense. Forfeitures under this subsection shall
3 be enforced by action on behalf of the state by the department of ~~agriculture, trade~~
4 ~~and consumer protection~~ justice or by the district attorney of the county where the
5 violation occurs.

6 *~~4424/2.213~~* *~~0590/P5.28~~* SECTION 377. 753.061 (2m) of the statutes is
7 amended to read:

8 753.061 (2m) The chief judge of the 1st judicial administrative district is
9 authorized to designate 4 circuit court branches to primarily handle violent crime
10 cases that involve a violation of s. 939.63, if a felony is committed while armed, and
11 of ss. 940.01 to 940.03, 940.05, 940.06, 940.225, 943.23 (1g), ~~(1m)~~ and ~~(1r)~~ and 943.32
12 (2). If the circuit court branches are designated under this subsection, 2 shall begin
13 to primarily handle violent crime cases on September 1, 1991, and 2 shall begin to
14 primarily handle violent crime cases on August 1, 1992.

15 *~~4187/4.45~~* SECTION 378. 758.19 (5) (b) (intro.) of the statutes, as affected by
16 1999 Wisconsin Act 9, is amended to read:

17 758.19 (5) (b) (intro.) Beginning in 2001, the amount to be distributed each year
18 under this subsection from s. 20.625 (1) (d) is equal to the amount distributed under
19 this subsection in the previous year, adjusted by a percentage that is equal to the
20 percentage change between the U.S. consumer price index for all urban consumers,
21 U.S. city average, for the 12-month period ending on June 30 of the previous year
22 and the U.S. consumer price index for all urban consumers, U.S. city average, for the
23 12-month period ending on June 30 of the year before the previous year, as
24 determined by the federal department of labor. Beginning in 2001, the amount to be
25 distributed under this subsection from s. 20.625 (1) (d) shall be rounded to the

1 nearest multiple of \$100. From the appropriation under s. 20.625 (1) (d), the director
2 of state courts shall make payments to counties ~~totaling \$9,369,800 within 30 days~~
3 ~~after October 29, 1999, and on every July 1 and January 1 thereafter, which the equal~~
4 to 50% of the yearly amount on January 1 and 50% of that amount on July 1. The
5 director of state courts shall distribute payments as follows:

6 *~~4187/4.46~~* **SECTION 379.** 758.19 (5) (b) 1. of the statutes, as affected by 1999
7 Wisconsin Act 9, is amended to read:

8 758.19 (5) (b) 1. For each circuit court branch in the county, \$42,275 in 2000.
9 Beginning with the payment made on January 1, 2001, the annual amount paid for
10 each circuit court branch shall equal the amount paid in the previous year under this
11 subdivision plus the increase calculated under par. (b) (intro.), divided by the number
12 of circuit court branches at the time that the payment is made.

13 *~~4424/2.214~~* **SECTION 380.** 758.19 (8) of the statutes is created to read:

14 758.19 (8) By July 1, 2000, the director of state courts shall promulgate rules
15 that establish a procedure by which a sentencing court may modify a bifurcated
16 sentence under s. 973.01 (7m) and that specify the factors that a court may consider
17 when deciding whether to modify a bifurcated sentence. The rules shall provide that
18 a court may modify a bifurcated sentence under s. 973.01 (7m) on its own motion, on
19 a motion of the department of corrections or on a motion of the person serving the
20 sentence. The rules shall also provide that a court and the department of corrections
21 may make a motion to modify a bifurcated sentence at any time and that a person
22 serving a bifurcated sentence may make a motion to modify the bifurcated sentence
23 that he or she is serving if at least 12 months have elapsed since the bifurcated
24 sentence was imposed or since the most recent motion to modify the person's
25 bifurcated sentence was made.

1 *~~4424/2.215~~* *~~3266/P1.143~~* **SECTION 381.** 765.30 (1) (intro.) of the statutes,
2 as affected by 1997 Wisconsin Act 283, is amended to read:

3 765.30 (1) (intro.) The following ~~shall~~ may be fined not ~~less than \$200~~ nor more
4 than \$1,000 \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

5 *~~4424/2.216~~* *~~3266/P1.144~~* **SECTION 382.** 765.30 (2) (intro.) of the statutes,
6 as affected by 1997 Wisconsin Act 283, is amended to read:

7 765.30 (2) (intro.) The following ~~shall~~ may be fined not ~~less than \$100~~ nor more
8 than \$1,000 \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

9 *~~4424/2.217~~* *~~3266/P1.145~~* **SECTION 383.** 768.07 of the statutes, as
10 affected by 1997 Wisconsin Act 283, is amended to read:

11 **768.07 Penalty.** Any person who violates any provision of this chapter may
12 be fined not less than ~~\$100~~ nor more than ~~\$1,000~~ \$10,000 or imprisoned for not more
13 than ~~2 years~~ 9 months or both.

14 *~~4441/1.55~~* **SECTION 384.** 779.93 (title) of the statutes is amended to read:

15 **779.93 (title) Duties of the department of agriculture, trade and**
16 **consumer protection justice.**

17 *~~4441/1.56~~* **SECTION 385.** 779.93 (1) of the statutes is amended to read:

18 779.93 (1) The department of ~~agriculture, trade and consumer protection~~
19 justice shall investigate violations of this subchapter and attempts to circumvent
20 this subchapter. The department of ~~agriculture, trade and consumer protection~~
21 justice may subpoena persons and records to facilitate its investigations, and may
22 enforce compliance with such subpoenas as provided in s. 885.12.

23 *~~4441/1.57~~* **SECTION 386.** 779.93 (2) (intro.) of the statutes is amended to
24 read:

1 779.93 (2) (intro.) The department of ~~agriculture, trade and consumer~~
2 ~~protection~~ justice may in behalf of the state or in behalf of any person who holds a
3 prepaid maintenance lien:

4 *~~4424/2.218~~* *~~3266/P1.146~~* SECTION 387. 783.07 of the statutes, as
5 affected by 1997 Wisconsin Act 283, is amended to read:

6 **783.07 Fine or imprisonment.** Whenever a peremptory mandamus shall be
7 is directed to any public officer, body, board or person, commanding the performance
8 of any duty specially enjoined by law, ~~if it shall appear to the court that such~~ and the
9 officer or person or any member of ~~such~~ the body or board has, without just excuse,
10 refused or neglected to perform the duty so enjoined ~~the court may impose a fine, not~~
11 ~~exceeding \$5,000, upon every such, the~~ officer, person or member of ~~such~~ the body or
12 board, ~~or sentence the officer, person or member to imprisonment for not more than~~
13 7 years and 6 months is guilty of a Class H felony.

14 *~~4424/2.219~~* *~~2889/P3.11~~* SECTION 388. 801.50 (5) of the statutes is
15 amended to read:

16 801.50 (5) Venue of an action for certiorari to review a probation, extended
17 supervision or parole revocation, a denial by a program review committee under s.
18 302.113 (9g) of a petition for modification of a bifurcated sentence or a refusal of
19 parole ~~by certiorari~~ shall be the county in which the relator was last convicted of an
20 offense for which the relator was on probation, extended supervision or parole or for
21 which the relator is currently incarcerated.

22 *~~4424/2.220~~* *~~2889/P3.12~~* SECTION 389. 801.50 (5c) of the statutes is
23 created to read:

24 801.50 (5c) Venue of an action for certiorari brought by the department of
25 corrections under s. 302.113 (9) (d) or 302.114 (9) (d) to review a decision to not revoke

1 extended supervision shall be in the county in which the person on extended
2 supervision was convicted of the offense for which he or she is on extended
3 supervision.

4 ~~*-4442/1.1*~~ **SECTION 390.** 814.04 (intro.) of the statutes is amended to read:

5 **814.04 Items of costs.** (intro.) Except as provided in ss. 93.20, 100.30 (5m),
6 106.04 (6) (i) and (6m) (a), 115.80 (9), 769.313, 814.025, 814.245, 895.035 (4), 895.10
7 (3), 895.75 (3), 895.77 (2), 895.79 (3), 895.80 (3), 943.212 (2) (b), 943.245 (2) (d) and
8 943.51 (2) (b), when allowed, costs shall be as follows:

9 ~~*-4437/1.5*~~ ~~*-2195/1.6*~~ **SECTION 391.** 814.245 (2) (d) of the statutes is
10 amended to read:

11 814.245 (2) (d) "State agency" does not include the public intervenor or citizens
12 utility board.

13 ~~*-4442/1.2*~~ **SECTION 392.** 895.10 of the statutes is created to read:

14 **895.10 Tobacco product agreement. (1) DEFINITIONS.** In this section:

15 (a) "Adjusted for inflation" means increased in accordance with the formula for
16 an inflation adjustment set forth in exhibit C of the master settlement agreement.

17 (b) "Affiliate" means a person who directly or indirectly owns or controls, is
18 owned or controlled by or is under common ownership or control with, another
19 person. Solely for the purposes of this definition, "owns", "is owned" and "ownership"
20 mean ownership of an equity interest, or the equivalent thereof, of 10% or more, and
21 the term "person" means an individual, partnership, committee, association,
22 corporation or any other organization or group of persons.

23 (c) "Allocable share" means allocable share as that term is defined in the master
24 settlement agreement.

1 (d) 1. "Cigarette" means any product that contains nicotine, is intended to be
2 burned or heated under ordinary conditions of use, and consists of or contains any
3 of the following:

4 a. Any roll of tobacco wrapped in paper or in any substance not containing
5 tobacco.

6 b. Tobacco, in any form, that is functional in the product, which, because of its
7 appearance, the type of tobacco used in the filler, or its packaging and labeling, is
8 likely to be offered to, or purchased by, consumers as a cigarette.

9 c. Any roll of tobacco wrapped in any substance containing tobacco which,
10 because of its appearance, the type of tobacco used in the filler, or its packaging and
11 labeling, is likely to be offered to, or purchased by, consumers as a cigarette described
12 in subd. 1. a.

13 2. The term "cigarette" includes "roll-your-own" tobacco, which is tobacco that,
14 because of its appearance, type, packaging or labeling, is suitable for use and likely
15 to be offered to, or purchased by, consumers as tobacco for making cigarettes.

16 3. For purposes of this definition of "cigarette", 0.09 ounces of "roll-your-own"
17 tobacco constitutes one individual "cigarette".

18 (e) "Master settlement agreement" means the settlement agreement and
19 related documents entered into on November 23, 1998, by this state and the leading
20 U.S. tobacco product manufacturers.

21 (f) "Qualified escrow fund" means an escrow arrangement with a federally or
22 state chartered financial institution having no affiliation with any tobacco product
23 manufacturer and having assets of at least \$1,000,000,000, which arrangement
24 requires that the financial institution hold the escrowed funds' principal for the
25 benefit of releasing parties and prohibits the tobacco product manufacturer placing

1 the funds into escrow from using, accessing or directing the use of the funds' principal
2 except as is consistent with sub. (2) (b) 2.

3 (g) "Released claims" means released claims as that term is defined in the
4 master settlement agreement.

5 (h) "Releasing parties" means releasing parties as that term is defined in the
6 master settlement agreement.

7 (i) 1. "Tobacco product manufacturer" means an entity that after the effective
8 date of this subdivision ... [revisor inserts date], directly, and not exclusively through
9 any affiliate:

10 a. Manufactures cigarettes anywhere, which the manufacturer intends to be
11 sold in the United States, including cigarettes intended to be sold in the United
12 States through an importer, except that "tobacco product manufacturer does not
13 include an entity that manufactures cigarettes that it intends to be sold in the United
14 States if those cigarettes are sold in the United States exclusively through an
15 importer that is an original participating manufacturer, as defined in the master
16 settlement agreement, that will be responsible for the payments under the master
17 settlement agreement with respect to those cigarettes as a result of the provisions
18 of subsection II (mm) of the master settlement agreement and that pays the taxes
19 specified in subsection II (z) of the master settlement agreement, and the
20 manufacturer of those cigarettes does not market or advertise those cigarettes in the
21 United States;

22 b. Is the first purchaser anywhere for resale in the United States, of cigarettes
23 manufactured anywhere that the manufacturer did not intend to be sold in the
24 United States; or

25 c. Becomes a successor of an entity described in subd. 1. a. or b.

1 2. “Tobacco product manufacturer” does not include an affiliate of a tobacco
2 product manufacturer unless the affiliate itself falls within subd. 1. a., b. or c.

3 (j) “Units sold” means the number of individual cigarettes sold in this state by
4 the applicable tobacco product manufacturer, whether directly or through a
5 distributor, retailer or similar intermediary, during the year in question, as
6 measured by the excise taxes collected by this state on containers of “roll-your-own”
7 tobacco and on packs of cigarettes bearing the excise tax stamp of this state.

8 (2) REQUIREMENTS. Any tobacco product manufacturer selling cigarettes to
9 consumers within this state, whether directly or through a distributor, retailer or
10 similar intermediary, after the effective date of this subsection [revisor inserts
11 date], shall do one of the following:

12 (a) Become a participating manufacturer, as that term is defined in section II
13 (jj) of the master settlement agreement, and generally perform its financial
14 obligations under the master settlement agreement; or

15 (b) 1. Place into a qualified escrow fund by April 15 of the year following the
16 listed year the following amounts, as those amounts are adjusted for inflation:

17 a. For 1999: \$.0094241 per unit sold after the effective date of this subdivision
18 paragraph [revisor inserts date].

19 b. For 2000: \$.0104712 per unit sold.

20 c. For each of 2001 and 2002: \$.0136125 per unit sold.

21 d. For each of 2003 to 2006: \$.0167539 per unit sold.

22 e. For each year after 2006: \$.0188482 per unit sold.

23 2. A tobacco product manufacturer that places money into escrow under subd.
24 1. shall receive the interest or other appreciation on that money as earned. The

1 money placed into escrow shall be released from escrow only under the following
2 circumstances:

3 a. To pay a judgment or settlement on any released claim brought against that
4 tobacco product manufacturer by this state or any releasing party located or residing
5 in this state. Moneys shall be released from escrow under this paragraph in the order
6 in which they were placed into escrow and only to the extent and at the time
7 necessary to make payments required under the judgment or settlement.

8 b. To the extent that a tobacco product manufacturer establishes that the
9 amount it was required to place into escrow in a particular year was greater than the
10 state's allocable share of the total payments that the manufacturer would have been
11 required to make in that year under the master settlement agreement had it been
12 a participating manufacturer, as those payments are determined under section IX
13 (i) (2) of the master settlement agreement and before any of the adjustments or
14 offsets described in section IX (i) (3) of that agreement other than the inflation
15 adjustment, the excess shall be released from escrow and revert to that tobacco
16 product manufacturer.

17 c. To the extent not released from escrow under subd. 2. a. or b., money shall
18 be released from escrow and revert to the tobacco product manufacturer twenty-five
19 years after the date on which the money was placed into escrow.

20 3. Each tobacco product manufacturer that elects to place money into escrow
21 under subd. 1. shall annually certify to the attorney general by each April 15 that the
22 tobacco product manufacturer is in compliance with subs. 1. and 2. The attorney
23 general may bring a civil action on behalf of the state against any tobacco product
24 manufacturer that fails to place into escrow the moneys required under this

1 subsection. Any tobacco product manufacturer that fails in any year to place into
2 escrow the money required under subd. 1. shall:

3 a. Be required within 15 days to place money into escrow as shall bring the
4 tobacco product manufacturer into compliance with this subsection. The court, upon
5 a finding of violation of this paragraph, may impose a civil penalty in an amount not
6 to exceed 5% of the amount improperly withheld from escrow per day of the violation
7 and in a total amount not to exceed 100% of the original amount improperly withheld
8 from escrow.

9 b. In the case of a knowing violation, be required within 15 days to place such
10 funds into escrow as shall bring it into compliance with this subsection. The court,
11 upon a finding of a knowing violation of this paragraph, may impose a civil penalty
12 in an amount not to exceed 15% of the amount improperly withheld from escrow per
13 day of the violation and in a total amount not to exceed 300% of the original amount
14 improperly withheld from escrow.

15 c. In the case of a second or subsequent knowing violation, be prohibited from
16 selling cigarettes to consumers within this state directly or through a distributor,
17 retailer or similar intermediary for a period not to exceed 2 years.

18 4. Each failure to make an annual deposit required under this subsection shall
19 constitute a separate violation.

20 **(3) AWARDS OF COSTS AND ATTORNEY FEES.** If the attorney general is the prevailing
21 party in an action under this section, the court shall award the attorney general costs
22 and, notwithstanding s. 814.04 (1), reasonable attorney fees.

23 **(4) PROMULGATION OF RULES.** The department of revenue shall promulgate the
24 rules necessary to ascertain the amount of Wisconsin excise tax paid on the cigarettes
25 of each tobacco product manufacturer for each year.

1 *~~4424/2.221~~* *~~3370/P2.5~~* SECTION 393. 911.01 (4) (c) of the statutes is
2 amended to read:

3 911.01 (4) (c) *Miscellaneous proceedings.* Proceedings for extradition or
4 rendition; sentencing, ~~or~~ granting or revoking probation, modification of a bifurcated
5 sentence under s. 302.113 (9g), issuance of arrest warrants, criminal summonses and
6 search warrants; proceedings under s. 971.14 (1) (c); proceedings with respect to
7 pretrial release under ch. 969 except where habeas corpus is utilized with respect to
8 release on bail or as otherwise provided in ch. 969.

9 *~~4424/2.222~~* *~~0590/P5.29~~* SECTION 394. 938.208 (1) (a) of the statutes is
10 amended to read:

11 938.208 (1) (a) Probable cause exists to believe that the juvenile has committed
12 a delinquent act that would be a felony under s. 940.01, 940.02, 940.03, 940.05,
13 940.19 (2) to (6), 940.21, 940.225 (1), 940.31, 941.20 (3), 943.02 (1), 943.23 (1g), ~~(1m)~~
14 ~~or (1r)~~, 943.32 (2), 947.013 (1t), (1v) or (1x), 948.02 (1) or (2), 948.025 or 948.03 if
15 committed by an adult.

16 *~~4424/2.223~~* *~~0590/P5.30~~* SECTION 395. 938.34 (4h) (a) of the statutes is
17 amended to read:

18 938.34 (4h) (a) The juvenile is 14 years of age or over and has been adjudicated
19 delinquent for committing a violation of s. 939.31, 939.32 (1) (a), 940.03, 940.21,
20 940.225 (1), 940.305, 940.31, 941.327 (2) (b) 4., 943.02, 943.10 (2), 943.23 (1g), ~~(1m)~~
21 ~~or (1r)~~, 943.32 (2), 948.02 (1), 948.025, (1) or 948.30 (2), ~~948.35 (1) (b) or 948.36~~ or the
22 juvenile is 10 years of age or over and has been adjudicated delinquent for attempting
23 or committing a violation of s. 940.01 or for committing a violation of 940.02 or
24 940.05.

1 *~~4424/2.224~~* *~~0590/P5.31~~* SECTION 396. 938.34 (4m) (b) 1. of the statutes
2 is amended to read:

3 938.34 (4m) (b) 1. The juvenile has committed a delinquent act that would be
4 a felony under s. 940.01, 940.02, 940.03, 940.05, 940.19 (2) to (6), 940.21, 940.225 (1),
5 940.31, 941.20 (3), 943.02 (1), 943.23 (1g), ~~(1m) or (1r)~~, 943.32 (2), 947.013 (1t), (1v)
6 or (1x), 948.02 (1) or (2), 948.025 or 948.03 if committed by an adult.

7 *~~4424/2.225~~* *~~0590/P5.32~~* SECTION 397. 938.355 (2d) (b) 3. of the statutes
8 is amended to read:

9 938.355 (2d) (b) 3. That the parent has committed a violation of s. 940.19 (3),
10 1997 stats., or s. 940.19 (2), (3), (4) or (5), 940.225 (1) or (2), 948.02 (1) or (2), 948.025
11 or 948.03 (2) (a) or (3) (a) or a violation of the law of any other state or federal law,
12 if that violation would be a violation of s. 940.19 (2), (3), (4) or (5), 940.225 (1) or (2),
13 948.02 (1) or (2), 948.025 or 948.03 (2) (a) or (3) (a) if committed in this state, and that
14 the violation resulted in great bodily harm, as defined in s. ~~938.22~~ 939.22 (14), or in
15 substantial bodily harm, as defined in s. ~~938.22~~ 939.22 (38), to the juvenile or another
16 child of the parent.

17 *~~4424/2.226~~* *~~0590/P5.33~~* SECTION 398. 938.355 (4) (b) of the statutes is
18 amended to read:

19 938.355 (4) (b) An order under s. 938.34 (4d), (4h) or (4m) for which a juvenile
20 has been adjudicated delinquent is subject to par. (a), except that the judge may make
21 an order under s. 938.34 (4d) or (4m) apply for up to 2 years or until the juvenile's 18th
22 birthdate, whichever is earlier and the judge shall make an order under s. 938.34 (4h)
23 apply for 5 years, if the juvenile is adjudicated delinquent for committing a violation
24 of s. 943.10 (2) or for committing an act that would be punishable as a Class B or C
25 felony if committed by an adult, or until the juvenile reaches 25 years of age, if the

1 juvenile is adjudicated delinquent for committing an act that would be punishable
2 as a Class A felony if committed by an adult.

3 ~~*-4424/2.227*~~ ~~*-0590/P5.34*~~ **SECTION 399.** 938.78 (3) of the statutes, as
4 affected by 1999 Wisconsin Act 9, is amended to read:

5 938.78 (3) If a juvenile adjudged delinquent under s. 48.12, 1993 stats., or s.
6 938.12 or found to be in need of protection or services under s. 48.13 (12), 1993 stats.,
7 or s. 48.13 (14), 1993 stats., or s. 938.13 (12) or (14) on the basis of a violation of s.
8 943.23 (1m) or (1r), 1997 stats., or s. 941.10, 941.11, 941.20, 941.21, 941.23, 941.235,
9 941.237, 941.24, 941.26, 941.28, 941.295, 941.298, 941.30, 941.31, 941.32, 941.325,
10 943.02, 943.03, 943.04, 943.10 (2) (a), 943.23 (1g), ~~(1m) or (1r)~~, 943.32 (2), 948.02,
11 948.025, 948.03, 948.05, 948.055, 948.60, 948.605 or 948.61 or any crime specified in
12 ch. 940 has escaped from a secured correctional facility, child caring institution,
13 secured group home, inpatient facility, as defined in s. 51.01 (10), secure detention
14 facility or juvenile portion of a county jail, or from the custody of a peace officer or
15 a guard of such a facility, institution or jail, or has been allowed to leave a secured
16 correctional facility, child caring institution, secured group home, inpatient facility,
17 secure detention facility or juvenile portion of a county jail for a specified time period
18 and is absent from the facility, institution, home or jail for more than 12 hours after
19 the expiration of the specified period, the department or county department having
20 supervision over the juvenile may release the juvenile's name and any information
21 about the juvenile that is necessary for the protection of the public or to secure the
22 juvenile's return to the facility, institution, home or jail. The department of
23 corrections shall promulgate rules establishing guidelines for the release of the
24 juvenile's name or information about the juvenile to the public.

25 ~~*-4424/2.228*~~ **SECTION 400.** 939.22 (21) (d) of the statutes is amended to read:

1 939.22 (21) (d) Battery, ~~substantial battery or aggravated battery~~, as
2 prohibited in s. 940.19 or 940.195.

3 *~~4424/2.229~~* *~~0590/P5.35~~* SECTION 401. 939.30 (1) of the statutes is
4 amended to read:

5 939.30 (1) Except as provided in sub. (2) and ~~ss. 948.35 and s. 961.455~~, whoever,
6 with intent that a felony be committed, advises another to commit that crime under
7 circumstances that indicate unequivocally that he or she has the intent is guilty of
8 a Class ~~D~~ H felony.

9 *~~4424/2.230~~* *~~0590/P5.36~~* SECTION 402. 939.30 (2) of the statutes is
10 amended to read:

11 939.30 (2) For a solicitation to commit a crime for which the penalty is life
12 imprisonment, the actor is guilty of a Class ~~C~~ F felony. For a solicitation to commit
13 a Class ~~E~~ I felony, the actor is guilty of a Class ~~E~~ I felony.

14 *~~4424/2.231~~* SECTION 403. 939.32 (1) (intro.) of the statutes is amended to
15 read:

16 939.32 (1) GENERALLY (intro.) Whoever attempts to commit a felony or a crime
17 specified in s. 940.19, 940.195 or 943.20 may be fined or imprisoned or both ~~not to~~
18 ~~exceed one-half the maximum penalty for the completed crime; as provided under~~
19 sub. (1g), except:

20 *~~4424/2.232~~* SECTION 404. 939.32 (1) (b) of the statutes is repealed.

21 *~~4424/2.233~~* SECTION 405. 939.32 (1) (bm) of the statutes is created to read:

22 939.32 (1) (bm) Whoever attempts to commit a Class I felony, other than one
23 to which a penalty enhancement statute listed in s. 973.01 (2) (c) 2. a. or b. is being
24 applied, is guilty of a Class A misdemeanor.

25 *~~4424/2.234~~* SECTION 406. 939.32 (1g) of the statutes is created to read:

1 939.32 (1g) MAXIMUM PENALTY. The maximum penalty for an attempt to commit
2 a crime that is punishable under sub. (1) (intro.) is as follows:

3 (a) The maximum fine is one-half of the maximum fine for the completed crime.

4 (b) 1. If s. 939.62 is not being applied, the maximum term of imprisonment is
5 one-half of the maximum term of imprisonment, as increased by any penalty
6 enhancement statute listed in s. 973.01 (2) (c) 2. a. and b., for the completed crime.

7 2. If s. 939.62 is being applied, the maximum term of imprisonment is
8 determined by the following method:

9 a. Multiplying by one-half the maximum term of imprisonment, as increased
10 by any penalty enhancement statute listed in s. 973.01 (2) (c) 2. a. and b., for the
11 completed crime.

12 b. Applying s. 939.62 to the product under subd. 2. a.

13 *~~4424/2.235~~* SECTION 407. 939.32 (1m) of the statutes is created to read:

14 939.32 (1m) BIFURCATED SENTENCES. If the court imposes a bifurcated sentence
15 under s. 973.01 (1) for an attempt to commit a crime that is punishable under sub.
16 (1) (intro.), the following requirements apply:

17 (a) *Maximum term of confinement for attempt to commit classified felony.* 1.
18 Subject to the minimum term of extended supervision required under s. 973.01 (2)
19 (d), if the crime is a classified felony and s. 939.62 is not being applied, the maximum
20 term of confinement in prison is one-half of the maximum term of confinement in
21 prison specified in s. 973.01 (2) (b), as increased by any penalty enhancement statute
22 listed in s. 973.01 (2) (c) 2. a. and b., for the classified felony.

23 2. Subject to the minimum term of extended supervision required under s.
24 973.01 (2) (d), if the crime is a classified felony and s. 939.62 is being applied, the

1 court shall determine the maximum term of confinement in prison by the following
2 method:

3 a. Multiplying by one-half the maximum term of confinement in prison
4 specified in s. 973.01 (2) (b), as increased by any penalty enhancement statutes listed
5 in s. 973.01 (2) (c) 2. a. and b., for the classified felony.

6 b. Applying s. 939.62 to the product under subd. 2. a.

7 (b) *Maximum term of extended supervision for attempt to commit classified*
8 *felony.* The maximum term of extended supervision for an attempt to commit a
9 classified felony is one-half of the maximum term of extended supervision for the
10 completed crime under s. 973.01 (2) (d).

11 (c) *Maximum term of confinement for attempt to commit unclassified felony or*
12 *misdemeanor.* The court shall determine the maximum term of confinement in
13 prison for an attempt to commit a crime other than a classified felony by applying
14 s. 973.01 (2) (b) 10. to the maximum term of imprisonment calculated under sub. (1g)
15 (b).

16 *~~4424/2.236~~* SECTION 408. 939.32 (2) (title) of the statutes is created to read:
17 939.32 (2) (title) MISDEMEANORS.

18 *~~4424/2.237~~* SECTION 409. 939.32 (3) (title) of the statutes is created to read:
19 939.32 (3) (title) REQUIREMENTS.

20 *~~4424/2.238~~* *~~0590/P5.37~~* SECTION 410. 939.50 (1) (intro.) of the statutes
21 is amended to read:

22 939.50 (1) (intro.) ~~Except as provided in ss. 946.83 and 946.85, felonies~~ Felonies
23 in chs. 939 to 951 the statutes are classified as follows:

24 *~~4424/2.239~~* *~~0590/P5.38~~* SECTION 411. 939.50 (1) (bc) of the statutes is
25 repealed.

1 *~~4424/2.240~~* *~~0590/P5.39~~* SECTION 412. 939.50 (1) (f) of the statutes is
2 created to read:

3 939.50 (1) (f) Class F felony.

4 *~~4424/2.241~~* *~~0590/P5.40~~* SECTION 413. 939.50 (1) (g) of the statutes is
5 created to read:

6 939.50 (1) (g) Class G felony.

7 *~~4424/2.242~~* *~~0590/P5.41~~* SECTION 414. 939.50 (1) (h) of the statutes is
8 created to read:

9 939.50 (1) (h) Class H felony.

10 *~~4424/2.243~~* *~~0590/P5.42~~* SECTION 415. 939.50 (1) (i) of the statutes is
11 created to read:

12 939.50 (1) (i) Class I felony.

13 *~~4424/2.244~~* *~~0590/P5.43~~* SECTION 416. 939.50 (2) of the statutes is
14 amended to read:

15 939.50 (2) A felony is a Class A, B, ~~BC~~, C, D ~~or~~ E, F, G, H or I felony when it
16 is so specified in ~~chs. 939 to 951~~ the statutes.

17 *~~4424/2.245~~* *~~0590/P5.44~~* SECTION 417. 939.50 (3) (bc) of the statutes, as
18 affected by 1997 Wisconsin Act 283, is repealed.

19 *~~4424/2.246~~* *~~0590/P5.45~~* SECTION 418. 939.50 (3) (c) of the statutes, as
20 affected by 1997 Wisconsin Act 283, is amended to read:

21 939.50 (3) (c) For a Class C felony, a fine not to exceed \$10,000 \$100,000 or
22 imprisonment not to exceed ~~15~~ 40 years, or both.

23 *~~4424/2.247~~* *~~0590/P5.46~~* SECTION 419. 939.50 (3) (d) of the statutes, as
24 affected by 1997 Wisconsin Act 283, is amended to read:

1 939.50 (3) (d) For a Class D felony, a fine not to exceed ~~\$10,000~~ \$100,000 or
2 imprisonment not to exceed ~~10~~ 25 years, or both.

3 *~~4424/2.248~~* *~~0590/P5.47~~* SECTION 420. 939.50 (3) (e) of the statutes, as
4 affected by 1997 Wisconsin Act 283, is amended to read:

5 939.50 (3) (e) For a Class E felony, a fine not to exceed ~~\$10,000~~ \$50,000 or
6 imprisonment not to exceed ~~5~~ 15 years, or both.

7 *~~4424/2.249~~* *~~0590/P5.48~~* SECTION 421. 939.50 (3) (f) of the statutes is
8 created to read:

9 939.50 (3) (f) For a Class F felony, a fine not to exceed \$25,000 or imprisonment
10 not to exceed 12 years and 6 months, or both.

11 *~~4424/2.250~~* *~~0590/P5.49~~* SECTION 422. 939.50 (3) (g) of the statutes is
12 created to read:

13 939.50 (3) (g) For a Class G felony, a fine not to exceed \$25,000 or imprisonment
14 not to exceed 10 years, or both.

15 *~~4424/2.251~~* *~~0590/P5.50~~* SECTION 423. 939.50 (3) (h) of the statutes is
16 created to read:

17 939.50 (3) (h) For a Class H felony, a fine not to exceed \$10,000 or imprisonment
18 not to exceed 6 years, or both.

19 *~~4424/2.252~~* *~~0590/P5.51~~* SECTION 424. 939.50 (3) (i) of the statutes is
20 created to read:

21 939.50 (3) (i) For a Class I felony, a fine not to exceed \$10,000 or imprisonment
22 not to exceed 3 years and 6 months, or both.

23 *~~4424/2.253~~* *~~0590/P5.52~~* SECTION 425. 939.615 (7) (b) 2. of the statutes
24 is amended to read:

1 939.615 (7) (b) 2. Whoever violates par. (a) is guilty of a Class ~~E~~ I felony if the
2 same conduct that violates par. (a) also constitutes a crime that is a felony.

3 *~~4424/2.254~~* *~~0590/P5.53~~* SECTION 426. 939.615 (7) (c) of the statutes is
4 repealed.

5 *~~4424/2.255~~* *~~0590/P5.54~~* SECTION 427. 939.62 (1) (a) of the statutes is
6 amended to read:

7 939.62 (1) (a) A maximum term of imprisonment of one year or less may be
8 increased to not more than ~~3~~ 2 years.

9 *~~4424/2.256~~* *~~0590/P5.55~~* SECTION 428. 939.62 (1) (b) of the statutes is
10 amended to read:

11 939.62 (1) (b) A maximum term of imprisonment of more than one year but not
12 more than 10 years may be increased by not more than 2 years if the prior convictions
13 were for misdemeanors and by not more than ~~6~~ 4 years if the prior conviction was for
14 a felony.

15 *~~4424/2.257~~* *~~0590/P5.56~~* SECTION 429. 939.62 (1) (c) of the statutes is
16 amended to read:

17 939.62 (1) (c) A maximum term of imprisonment of more than 10 years may be
18 increased by not more than 2 years if the prior convictions were for misdemeanors
19 and by not more than ~~10~~ 6 years if the prior conviction was for a felony.

20 *~~4424/2.258~~* *~~0590/P5.57~~* SECTION 430. 939.62 (2m) (a) 2m. a. of the
21 statutes is amended to read:

22 939.62 (2m) (a) 2m. a. Any felony under s. 961.41 (1), (1m) or (1x) if the felony
23 is that is a Class A, B or C felony or, if the felony was committed before December 31,
24 1999, that was punishable by a maximum prison term of 30 years or more.

1 *~~4424/2.259~~* *~~0590/P5.58~~* SECTION 431. 939.62 (2m) (a) 2m. b. of the
2 statutes is amended to read:

3 939.62 (2m) (a) 2m. b. Any felony under s. 940.09 (1), 1997 stats., s. 943.23 (1m)
4 or (1r), 1997 stats., s. 948.35 (1) (b) or (c), 1997 stats., or s. 948.36, 1997 stats., or s.
5 940.01, 940.02, 940.03, 940.05, 940.09 (1) (1c), 940.16, 940.19 (5), 940.195 (5), 940.21,
6 940.225 (1) or (2), 940.305, 940.31, 941.327 (2) (b) 4., 943.02, 943.10 (2), 943.23 (1g),
7 (1m) or (1r), 943.32 (2), 946.43, 948.02 (1) or (2), 948.025, 948.03 (2) (a) or (c), 948.05,
8 948.06, 948.07, 948.08, or 948.30 (2), 948.35 (1) (b) or (c) or 948.36.

9 *~~4424/2.260~~* *~~0590/P5.59~~* SECTION 432. 939.622 of the statutes is
10 repealed.

11 *~~4424/2.261~~* *~~0590/P5.60~~* SECTION 433. 939.623 of the statutes is
12 repealed.

13 *~~4424/2.262~~* *~~0590/P5.61~~* SECTION 434. 939.624 of the statutes is
14 repealed.

15 *~~4424/2.263~~* *~~0590/P5.62~~* SECTION 435. 939.625 of the statutes is
16 repealed.

17 *~~4424/2.264~~* SECTION 436. 939.63 (1) of the statutes is renumbered 939.63,
18 and 939.63 (1) (d), (2) and (3), as renumbered, are amended to read:

19 939.63 (1) (d) The maximum term of imprisonment for a felony not specified
20 in subd. 2. or 3. par (b) or (c) may be increased by not more than 3 years.

21 (2) The increased penalty provided in this subsection section does not apply if
22 possessing, using or threatening to use a dangerous weapon is an essential element
23 of the crime charged.

24 (3) This subsection section applies only to crimes specified under chs. 939 to
25 951 and 961.

1 *~~4424/2.265~~* SECTION 437. 939.63 (2) of the statutes is repealed.

2 *~~4424/2.266~~* *~~0590/P5.63~~* SECTION 438. 939.632 (1) (e) 1. of the statutes
3 is amended to read:

4 939.632 (1) (e) 1. Any felony under s. 940.01, 940.02, 940.03, 940.05, 940.09 (1)
5 (1c), 940.19 (2), (3), (4) or (5), 940.21, 940.225 (1), (2) or (3), 940.305, 940.31, 941.20,
6 941.21, 943.02, 943.06, 943.10 (2), 943.23 (1g), (1m) or (1r), 943.32 (2), 948.02 (1) or
7 (2), 948.025, 948.03 (2) (a) or (c), 948.05, 948.055, 948.07, 948.08, or 948.30 (2), ~~948.35~~
8 (1) (b) or (c) or ~~948.36~~.

9 *~~4424/2.267~~* SECTION 439. 939.632 (2) of the statutes is amended to read:

10 939.632 (2) If a person commits a violent crime in a school zone, the maximum
11 ~~period~~ term of imprisonment is increased as follows:

12 (a) If the violent crime is a felony, the maximum ~~period~~ term of imprisonment
13 is increased by 5 years.

14 (b) If the violent crime is a misdemeanor, the maximum ~~period~~ term of
15 imprisonment is increased by 3 months and the place of imprisonment is the county
16 jail.

17 *~~4424/2.268~~* *~~0590/P5.64~~* SECTION 440. 939.635 of the statutes, as affected
18 by 1999 Wisconsin Act 9, is repealed.

19 *~~4424/2.269~~* *~~0590/P5.65~~* SECTION 441. 939.64 of the statutes is repealed.

20 *~~4424/2.270~~* *~~0590/P5.66~~* SECTION 442. 939.641 of the statutes is
21 repealed.

22 *~~4424/2.271~~* SECTION 443. 939.645 (2) of the statutes is amended to read:

23 939.645 (2) (a) If the crime committed under sub. (1) is ordinarily a
24 misdemeanor other than a Class A misdemeanor, the revised maximum fine is

1 \$10,000 and the revised maximum ~~period~~ term of imprisonment is one year in the
2 county jail.

3 (b) If the crime committed under sub. (1) is ordinarily a Class A misdemeanor,
4 the penalty increase under this section changes the status of the crime to a felony and
5 the revised maximum fine is \$10,000 and the revised maximum period term of
6 imprisonment is 2 years.

7 (c) If the crime committed under sub. (1) is a felony, the maximum fine
8 prescribed by law for the crime may be increased by not more than \$5,000 and the
9 maximum ~~period~~ term of imprisonment prescribed by law for the crime may be
10 increased by not more than 5 years.

11 *~~4424/2.272~~* *~~0590/P5.67~~* **SECTION 444.** 939.646 of the statutes is
12 repealed.

13 *~~4424/2.273~~* *~~0590/P5.68~~* **SECTION 445.** 939.647 of the statutes is
14 repealed.

15 *~~4424/2.274~~* *~~0590/P5.69~~* **SECTION 446.** 939.648 of the statutes is
16 repealed.

17 *~~4424/2.275~~* *~~0590/P5.70~~* **SECTION 447.** 939.72 (1) of the statutes is
18 amended to read:

19 939.72 (1) Section 939.30, ~~948.35 or 948.36~~ for solicitation and s. 939.05 as a
20 party to a crime which is the objective of the solicitation; or

21 *~~4424/2.276~~* *~~0590/P5.71~~* **SECTION 448.** 939.75 (1) of the statutes is
22 amended to read:

23 939.75 (1) In this section and ss. 939.24 (1), 939.25 (1), 940.01 (1) (b), 940.02
24 (1m), 940.05 (2g) and (2h), 940.06 (2), 940.08 (2), 940.09 (1) (c) to (e), ~~(1b)~~ and (1g) (c)
25 and (d), 940.10 (2), 940.195, 940.23 (1) (b) and (2) (b), 940.24 (2) and 940.25 (1) (c) to

1 (e) and (1b), “unborn child” means any individual of the human species from
2 fertilization until birth that is gestating inside a woman.

3 *~~4424/2.277~~* *~~0590/P5.72~~* **SECTION 449.** 940.02 (2) (intro.) of the statutes
4 is amended to read:

5 940.02 (2) (intro.) Whoever causes the death of another human being under any
6 of the following circumstances is guilty of a Class ~~B~~ C felony:

7 *~~4424/2.278~~* *~~0590/P5.73~~* **SECTION 450.** 940.03 of the statutes is amended
8 to read:

9 **940.03 Felony murder.** Whoever causes the death of another human being
10 while committing or attempting to commit a crime specified in s. 940.225 (1) or (2)
11 (a), 943.02, 943.10 (2), 943.23 (1g) or 943.32 (2) may be imprisoned for not more than
12 ~~20~~ 15 years in excess of the maximum ~~period~~ term of imprisonment provided by law
13 for that crime or attempt.

14 *~~4424/2.279~~* *~~0590/P5.74~~* **SECTION 451.** 940.04 (1) of the statutes is
15 amended to read:

16 940.04 (1) Any person, other than the mother, who intentionally destroys the
17 life of an unborn child ~~may be fined not more than \$5,000 or imprisoned not more~~
18 ~~than 3 years or both~~ is guilty of a Class H felony.

19 *~~4424/2.280~~* *~~0590/P5.75~~* **SECTION 452.** 940.04 (2) (intro.) of the statutes
20 is amended to read:

21 940.04 (2) (intro.) Any person, other than the mother, who does either of the
22 following ~~may be imprisoned not more than 15 years~~ is guilty of a Class E felony:

23 *~~4424/2.281~~* *~~0590/P5.76~~* **SECTION 453.** 940.04 (4) of the statutes is
24 amended to read:

1 940.04 (4) Any pregnant woman who intentionally destroys the life of her
2 unborn quick child or who consents to such destruction by another ~~may be~~
3 ~~imprisoned not more than 2 years~~ is guilty of a Class I felony.

4 *~~4424/2.282~~* *~~0590/P5.77~~* SECTION 454. 940.06 (1) of the statutes is
5 amended to read:

6 940.06 (1) Whoever recklessly causes the death of another human being is
7 guilty of a Class ~~C~~ D felony.

8 *~~4424/2.283~~* *~~0590/P5.78~~* SECTION 455. 940.06 (2) of the statutes is
9 amended to read:

10 940.06 (2) Whoever recklessly causes the death of an unborn child is guilty of
11 a Class ~~C~~ D felony.

12 *~~4424/2.284~~* *~~0590/P5.79~~* SECTION 456. 940.07 of the statutes is amended
13 to read:

14 **940.07 Homicide resulting from negligent control of vicious animal.**
15 Whoever knowing the vicious propensities of any animal intentionally allows it to go
16 at large or keeps it without ordinary care, if such animal, while so at large or not
17 confined, kills any human being who has taken all the precautions which the
18 circumstances may permit to avoid such animal, is guilty of a Class ~~C~~ G felony.

19 *~~4424/2.285~~* *~~0590/P5.80~~* SECTION 457. 940.08 (1) of the statutes is
20 amended to read:

21 940.08 (1) Whoever causes the death of another human being by the negligent
22 operation or handling of a dangerous weapon, explosives or fire is guilty of a Class
23 ~~D~~ G felony.

24 *~~4424/2.286~~* *~~0590/P5.81~~* SECTION 458. 940.08 (2) of the statutes is
25 amended to read:

1 940.08 (2) Whoever causes the death of an unborn child by the negligent
2 operation or handling of a dangerous weapon, explosives or fire is guilty of a Class ~~D~~
3 G felony.

4 *~~4424/2.287~~* *~~0590/P5.82~~* SECTION 459. 940.09 (1) (intro.) of the statutes
5 is amended to read:

6 940.09 (1) (intro.) Any person who does any of the following is ~~guilty of a Class~~
7 B felony may be penalized as provided in sub. (1c):

8 *~~4424/2.288~~* *~~0590/P5.83~~* SECTION 460. 940.09 (1b) of the statutes is
9 repealed.

10 *~~4424/2.289~~* *~~0590/P5.84~~* SECTION 461. 940.09 (1c) of the statutes is
11 created to read:

12 940.09 (1c) (a) Except as provided in par. (b), a person who violates sub. (1) is
13 guilty of a Class D felony.

14 (b) A person who violates sub. (1) is guilty of a Class C felony if the person has
15 one or more prior convictions, suspensions or revocations, as counted under s.
16 343.307 (2).

17 *~~4424/2.290~~* *~~0590/P5.85~~* SECTION 462. 940.10 (1) of the statutes is
18 amended to read:

19 940.10 (1) Whoever causes the death of another human being by the negligent
20 operation or handling of a vehicle is guilty of a Class ~~E~~ G felony.

21 *~~4424/2.291~~* *~~0590/P5.86~~* SECTION 463. 940.10 (2) of the statutes is
22 amended to read:

23 940.10 (2) Whoever causes the death of an unborn child by the negligent
24 operation or handling of a vehicle is guilty of a Class ~~E~~ G felony.

1 *~~4424/2.292~~* *~~0590/P5.87~~* SECTION 464. 940.11 (1) of the statutes is
2 amended to read:

3 940.11 (1) Whoever mutilates, disfigures or dismembers a corpse, with intent
4 to conceal a crime or avoid apprehension, prosecution or conviction for a crime, is
5 guilty of a Class C F felony.

6 *~~4424/2.293~~* *~~0590/P5.88~~* SECTION 465. 940.11 (2) of the statutes is
7 amended to read:

8 940.11 (2) Whoever hides or buries a corpse, with intent to conceal a crime or
9 avoid apprehension, prosecution or conviction for a crime, is guilty of a Class D G
10 felony.

11 *~~4424/2.294~~* *~~0590/P5.89~~* SECTION 466. 940.12 of the statutes is amended
12 to read:

13 **940.12 Assisting suicide.** Whoever with intent that another take his or her
14 own life assists such person to commit suicide is guilty of a Class D H felony.

15 *~~4424/2.295~~* *~~0590/P5.90~~* SECTION 467. 940.15 (2) of the statutes is
16 amended to read:

17 940.15 (2) Whoever intentionally performs an abortion after the fetus or
18 unborn child reaches viability, as determined by reasonable medical judgment of the
19 woman's attending physician, is guilty of a Class E I felony.

20 *~~4424/2.296~~* *~~0590/P5.91~~* SECTION 468. 940.15 (5) of the statutes is
21 amended to read:

22 940.15 (5) Whoever intentionally performs an abortion and who is not a
23 physician is guilty of a Class E I felony.

24 *~~4424/2.297~~* *~~0590/P5.92~~* SECTION 469. 940.15 (6) of the statutes is
25 amended to read:

1 940.15 (6) Any physician who intentionally performs an abortion under sub.
2 (3) shall use that method of abortion which, of those he or she knows to be available,
3 is in his or her medical judgment most likely to preserve the life and health of the
4 fetus or unborn child. Nothing in this subsection requires a physician performing
5 an abortion to employ a method of abortion which, in his or her medical judgment
6 based on the particular facts of the case before him or her, would increase the risk
7 to the woman. Any physician violating this subsection is guilty of a Class E I felony.

8 *~~4424/2.298~~* *~~0590/P5.93~~* SECTION 470. 940.19 (2) of the statutes is
9 amended to read:

10 940.19 (2) Whoever causes substantial bodily harm to another by an act done
11 with intent to cause bodily harm to that person or another is guilty of a Class E I
12 felony.

13 *~~4424/2.299~~* *~~0590/P5.94~~* SECTION 471. 940.19 (3) of the statutes is
14 repealed.

15 *~~4424/2.300~~* *~~0590/P5.95~~* SECTION 472. 940.19 (4) of the statutes is
16 amended to read:

17 940.19 (4) Whoever causes great bodily harm to another by an act done with
18 intent to cause bodily harm to that person or another is guilty of a Class D H felony.

19 *~~4424/2.301~~* *~~0590/P5.96~~* SECTION 473. 940.19 (5) of the statutes is
20 amended to read:

21 940.19 (5) Whoever causes great bodily harm to another by an act done with
22 intent to cause ~~either substantial bodily harm or~~ great bodily harm to that person
23 or another is guilty of a Class C E felony.

24 *~~4424/2.302~~* *~~0590/P5.97~~* SECTION 474. 940.19 (6) (intro.) of the statutes
25 is amended to read:

1 940.19 (6) (intro.) Whoever intentionally causes bodily harm to another by
2 conduct that creates a substantial risk of great bodily harm is guilty of a Class D H
3 felony. A rebuttable presumption of conduct creating a substantial risk of great
4 bodily harm arises:

5 *~~4424/2.303~~* *~~0590/P5.98~~* SECTION 475. 940.195 (2) of the statutes is
6 amended to read:

7 940.195 (2) Whoever causes substantial bodily harm to an unborn child by an
8 act done with intent to cause bodily harm to that unborn child, to the woman who is
9 pregnant with that unborn child or another is guilty of a Class E I felony.

10 *~~4424/2.304~~* *~~0590/P5.99~~* SECTION 476. 940.195 (3) of the statutes is
11 repealed.

12 *~~4424/2.305~~* *~~0590/P5.100~~* SECTION 477. 940.195 (4) of the statutes is
13 amended to read:

14 940.195 (4) Whoever causes great bodily harm to an unborn child by an act
15 done with intent to cause bodily harm to that unborn child, to the woman who is
16 pregnant with that unborn child or another is guilty of a Class D H felony.

17 *~~4424/2.306~~* *~~0590/P5.101~~* SECTION 478. 940.195 (5) of the statutes is
18 amended to read:

19 940.195 (5) Whoever causes great bodily harm to an unborn child by an act
20 done with intent to cause ~~either substantial bodily harm or~~ great bodily harm to that
21 unborn child, to the woman who is pregnant with that unborn child or another is
22 guilty of a Class C E felony.

23 *~~4424/2.307~~* *~~0590/P5.102~~* SECTION 479. 940.195 (6) of the statutes is
24 repealed.

1 *~~4424/2.308~~* *~~0590/P5.103~~* SECTION 480. 940.20 (1) of the statutes is
2 amended to read:

3 940.20 (1) BATTERY BY PRISONERS. Any prisoner confined to a state prison or
4 other state, county or municipal detention facility who intentionally causes bodily
5 harm to an officer, employe, visitor or another inmate of such prison or institution,
6 without his or her consent, is guilty of a Class ~~D~~ H felony.

7 *~~4424/2.309~~* *~~0590/P5.104~~* SECTION 481. 940.20 (1m) of the statutes is
8 amended to read:

9 940.20 (1m) BATTERY BY PERSONS SUBJECT TO CERTAIN INJUNCTIONS. (a) Any
10 person who is subject to an injunction under s. 813.12 or a tribal injunction filed
11 under s. 806.247 (3) and who intentionally causes bodily harm to the petitioner who
12 sought the injunction by an act done without the consent of the petitioner is guilty
13 of a Class ~~E~~ I felony.

14 (b) Any person who is subject to an injunction under s. 813.125 and who
15 intentionally causes bodily harm to the petitioner who sought the injunction by an
16 act done without the consent of the petitioner is guilty of a Class ~~E~~ I felony.

17 *~~4424/2.310~~* *~~0590/P5.105~~* SECTION 482. 940.20 (2) of the statutes is
18 amended to read:

19 940.20 (2) BATTERY TO LAW ENFORCEMENT OFFICERS AND FIRE FIGHTERS. Whoever
20 intentionally causes bodily harm to a law enforcement officer or fire fighter, as those
21 terms are defined in s. 102.475 (8) (b) and (c), acting in an official capacity and the
22 person knows or has reason to know that the victim is a law enforcement officer or
23 fire fighter, by an act done without the consent of the person so injured, is guilty of
24 a Class ~~D~~ H felony.

1 *~~4424/2.311~~* *~~0590/P5.106~~* SECTION 483. 940.20 (2m) (b) of the statutes is
2 amended to read:

3 940.20 (2m) (b) Whoever intentionally causes bodily harm to a probation,
4 extended supervision and parole agent or an aftercare agent, acting in an official
5 capacity and the person knows or has reason to know that the victim is a probation,
6 extended supervision and parole agent or an aftercare agent, by an act done without
7 the consent of the person so injured, is guilty of a Class D H felony.

8 *~~4424/2.312~~* *~~0590/P5.107~~* SECTION 484. 940.20 (3) of the statutes is
9 amended to read:

10 940.20 (3) BATTERY TO JURORS. Whoever intentionally causes bodily harm to a
11 person who he or she knows or has reason to know is or was a grand or petit juror,
12 and by reason of any verdict or indictment assented to by the person, without the
13 consent of the person injured, is guilty of a Class D H felony.

14 *~~4424/2.313~~* *~~0590/P5.108~~* SECTION 485. 940.20 (4) of the statutes is
15 amended to read:

16 940.20 (4) BATTERY TO PUBLIC OFFICERS. Whoever intentionally causes bodily
17 harm to a public officer in order to influence the action of such officer or as a result
18 of any action taken within an official capacity, without the consent of the person
19 injured, is guilty of a Class E I felony.

20 *~~4424/2.314~~* *~~0590/P5.109~~* SECTION 486. 940.20 (5) (b) of the statutes is
21 amended to read:

22 940.20 (5) (b) Whoever intentionally causes bodily harm to a technical college
23 district or school district officer or employe acting in that capacity, and the person
24 knows or has reason to know that the victim is a technical college district or school

1 district officer or employe, without the consent of the person so injured, is guilty of
2 a Class E I felony.

3 ***-4424/2.315* *-0590/P5.110* SECTION 487.** 940.20 (6) (b) (intro.) of the
4 statutes is amended to read:

5 940.20 (6) (b) (intro.) Whoever intentionally causes bodily harm to another
6 under any of the following circumstances is guilty of a Class E I felony:

7 ***-4424/2.316* *-0590/P5.111* SECTION 488.** 940.20 (7) (b) of the statutes is
8 amended to read:

9 940.20 (7) (b) Whoever intentionally causes bodily harm to an emergency
10 department worker, an emergency medical technician, a first responder or an
11 ambulance driver who is acting in an official capacity and who the person knows or
12 has reason to know is an emergency department worker, an emergency medical
13 technician, a first responder or an ambulance driver, by an act done without the
14 consent of the person so injured, is guilty of a Class D H felony.

15 ***-4424/2.317* *-0590/P5.112* SECTION 489.** 940.201 (2) (intro.) of the
16 statutes is amended to read:

17 940.201 (2) (intro.) Whoever does any of the following is guilty of a Class D H
18 felony:

19 ***-4424/2.318* *-0590/P5.113* SECTION 490.** 940.203 (2) (intro.) of the
20 statutes is amended to read:

21 940.203 (2) (intro.) Whoever intentionally causes bodily harm or threatens to
22 cause bodily harm to the person or family member of any judge under all of the
23 following circumstances is guilty of a Class D H felony:

24 ***-4424/2.319* *-0590/P5.114* SECTION 491.** 940.205 (2) (intro.) of the
25 statutes is amended to read:

1 940.205 (2) (intro.) Whoever intentionally causes bodily harm or threatens to
2 cause bodily harm to the person or family member of any department of revenue
3 official, employe or agent under all of the following circumstances is guilty of a Class
4 D H felony:

5 *~~4424/2.320~~* *~~0590/P5.115~~* **SECTION 492.** 940.207 (2) (intro.) of the
6 statutes is amended to read:

7 940.207 (2) (intro.) Whoever intentionally causes bodily harm or threatens to
8 cause bodily harm to the person or family member of any department of commerce
9 or department of workforce development official, employe or agent under all of the
10 following circumstances is guilty of a Class D H felony:

11 *~~4424/2.321~~* *~~0590/P5.116~~* **SECTION 493.** 940.21 of the statutes is
12 amended to read:

13 **940.21 Mayhem.** Whoever, with intent to disable or disfigure another, cuts or
14 mutilates the tongue, eye, ear, nose, lip, limb or other bodily member of another, is
15 guilty of a Class B C felony.

16 *~~4424/2.322~~* *~~0590/P5.117~~* **SECTION 494.** 940.22 (2) of the statutes is
17 amended to read:

18 940.22 (2) **SEXUAL CONTACT PROHIBITED.** Any person who is or who holds himself
19 or herself out to be a therapist and who intentionally has sexual contact with a
20 patient or client during any ongoing therapist–patient or therapist–client
21 relationship, regardless of whether it occurs during any treatment, consultation,
22 interview or examination, is guilty of a Class C F felony. Consent is not an issue in
23 an action under this subsection.

24 *~~4424/2.323~~* *~~0590/P5.118~~* **SECTION 495.** 940.225 (2) (intro.) of the
25 statutes is amended to read:

1 940.225 (2) SECOND DEGREE SEXUAL ASSAULT. (intro.) Whoever does any of the
2 following is guilty of a Class ~~B~~C ~~C~~ felony:

3 *~~4424/2.324~~* *~~0590/P5.119~~* SECTION 496. 940.225 (3) of the statutes is
4 amended to read:

5 940.225 (3) THIRD DEGREE SEXUAL ASSAULT. Whoever has sexual intercourse
6 with a person without the consent of that person is guilty of a Class ~~D~~ G felony.
7 Whoever has sexual contact in the manner described in sub. (5) (b) 2. with a person
8 without the consent of that person is guilty of a Class ~~D~~ G felony.

9 *~~4424/2.325~~* *~~0590/P5.120~~* SECTION 497. 940.23 (1) (a) of the statutes is
10 amended to read:

11 940.23 (1) (a) Whoever recklessly causes great bodily harm to another human
12 being under circumstances which show utter disregard for human life is guilty of a
13 Class ~~C~~ D felony.

14 *~~4424/2.326~~* *~~0590/P5.121~~* SECTION 498. 940.23 (1) (b) of the statutes is
15 amended to read:

16 940.23 (1) (b) Whoever recklessly causes great bodily harm to an unborn child
17 under circumstances that show utter disregard for the life of that unborn child, the
18 woman who is pregnant with that unborn child or another is guilty of a Class ~~C~~ D
19 felony.

20 *~~4424/2.327~~* *~~0590/P5.122~~* SECTION 499. 940.23 (2) (a) of the statutes is
21 amended to read:

22 940.23 (2) (a) Whoever recklessly causes great bodily harm to another human
23 being is guilty of a Class ~~D~~ F felony.

24 *~~4424/2.328~~* *~~0590/P5.123~~* SECTION 500. 940.23 (2) (b) of the statutes is
25 amended to read:

1 940.23 (2) (b) Whoever recklessly causes great bodily harm to an unborn child
2 is guilty of a Class ~~D~~ F felony.

3 *~~4424/2.329~~* *~~0590/P5.124~~* SECTION 501. 940.24 (1) of the statutes is
4 amended to read:

5 940.24 (1) Whoever causes bodily harm to another by the negligent operation
6 or handling of a dangerous weapon, explosives or fire is guilty of a Class ~~E~~ I felony.

7 *~~4424/2.330~~* *~~0590/P5.125~~* SECTION 502. 940.24 (2) of the statutes is
8 amended to read:

9 940.24 (2) Whoever causes bodily harm to an unborn child by the negligent
10 operation or handling of a dangerous weapon, explosives or fire is guilty of a Class ~~E~~
11 I felony.

12 *~~4424/2.331~~* *~~0590/P5.126~~* SECTION 503. 940.25 (1) (intro.) of the statutes
13 is amended to read:

14 940.25 (1) (intro.) Any person who does any of the following is guilty of a Class
15 ~~D~~ F felony:

16 *~~4424/2.332~~* *~~0590/P5.127~~* SECTION 504. 940.25 (1b) of the statutes is
17 repealed.

18 *~~4424/2.333~~* *~~0590/P5.128~~* SECTION 505. 940.285 (2) (b) 1g. of the statutes
19 is amended to read:

20 940.285 (2) (b) 1g. Any person violating par. (a) 1. or 2. under circumstances
21 that cause death is guilty of a Class ~~B~~ C felony. Any person violating par. (a) 3. under
22 circumstances that cause death is guilty of a Class D felony.

23 *~~4424/2.334~~* *~~0590/P5.129~~* SECTION 506. 940.285 (2) (b) 1m. of the statutes
24 is amended to read:

1 940.285 (2) (b) 1m. Any person violating par. (a) under circumstances that
2 cause great bodily harm is guilty of a Class ~~C~~ F felony.

3 *~~4424/2.335~~* *~~0590/P5.130~~* SECTION 507. 940.285 (2) (b) 1r. of the statutes
4 is amended to read:

5 940.285 (2) (b) 1r. Any person violating par. (a) 1. under circumstances that are
6 likely to cause great bodily harm is guilty of a Class ~~D~~ G felony. Any person violating
7 par. (a) 2. or 3. under circumstances that are likely to cause great bodily harm is
8 guilty of a Class I felony.

9 *~~4424/2.336~~* *~~0590/P5.131~~* SECTION 508. 940.285 (2) (b) 2. of the statutes
10 is amended to read:

11 940.285 (2) (b) 2. Any person violating par. (a) 1. under circumstances that
12 cause ~~or are likely to cause~~ bodily harm is guilty of a Class ~~E~~ H felony. Any person
13 violating par. (a) 1. under circumstances that are likely to cause bodily harm is guilty
14 of a Class I felony.

15 *~~4424/2.337~~* *~~0590/P5.132~~* SECTION 509. 940.285 (2) (b) 3. of the statutes
16 is repealed.

17 *~~4424/2.338~~* *~~0590/P5.133~~* SECTION 510. 940.29 of the statutes is
18 amended to read:

19 **940.29 Abuse of residents of penal facilities.** Any person in charge of or
20 employed in a penal or correctional institution or other place of confinement who
21 abuses, neglects or ill-treats any person confined in or a resident of any such
22 institution or place or who knowingly permits another person to do so is guilty of a
23 Class ~~E~~ I felony.

24 *~~4424/2.339~~* *~~0590/P5.134~~* SECTION 511. 940.295 (3) (b) 1g. of the statutes
25 is amended to read:

1 940.295 (3) (b) 1g. Any person violating par. (a) 1. or 2. under circumstances
2 that cause death to a vulnerable person is guilty of a Class ~~B~~ C felony. Any person
3 violating par. (a) 3. under circumstances that cause death to a vulnerable person is
4 guilty of a Class D felony.

5 *~~4424/2.340~~* *~~0590/P5.135~~* SECTION 512. 940.295 (3) (b) 1m. of the statutes
6 is amended to read:

7 940.295 (3) (b) 1m. Any person violating par. (a) under circumstances that
8 cause great bodily harm to a vulnerable person is guilty of a Class ~~C~~ E felony.

9 *~~4424/2.341~~* *~~0590/P5.136~~* SECTION 513. 940.295 (3) (b) 1r. of the statutes
10 is amended to read:

11 940.295 (3) (b) 1r. Except as provided in subd. 1m., any person violating par.
12 (a) 1. under circumstances that cause ~~or are likely to cause~~ great bodily harm is guilty
13 of a Class ~~D~~ F felony. Any person violating par. (a) 1. under circumstances that are
14 likely to cause great bodily harm is guilty of a Class G felony.

15 *~~4424/2.342~~* *~~0590/P5.137~~* SECTION 514. 940.295 (3) (b) 2. of the statutes
16 is amended to read:

17 940.295 (3) (b) 2. Any person violating par. (a) 1. under circumstances that
18 cause ~~or are likely to cause~~ bodily harm is guilty of a Class ~~F~~ H felony. Any person
19 violating par. (a) 1. under circumstances that are likely to cause bodily harm is guilty
20 of a Class I felony.

21 *~~4424/2.343~~* *~~0590/P5.138~~* SECTION 515. 940.295 (3) (b) 3. of the statutes
22 is amended to read:

23 940.295 (3) (b) 3. Except as provided in subd. 1m., any person violating par. (a)
24 2. or 3. under circumstances that cause ~~or are likely to cause~~ great bodily harm is

1 guilty of a Class ~~E~~ H felony. Any person violating par. (a) 2. or 3. under circumstances
2 that are likely to cause great bodily harm is guilty of a Class I felony.

3 *~~4424/2.344~~* *~~0590/P5.139~~* SECTION 516. 940.30 of the statutes is
4 amended to read:

5 **940.30 False imprisonment.** Whoever intentionally confines or restrains
6 another without the person's consent and with knowledge that he or she has no
7 lawful authority to do so is guilty of a Class ~~E~~ H felony.

8 *~~4424/2.345~~* *~~0590/P5.140~~* SECTION 517. 940.305 (1) of the statutes is
9 amended to read:

10 940.305 (1) Except as provided in sub. (2), whoever by force or threat of
11 imminent force seizes, confines or restrains a person without the person's consent
12 and with the intent to use the person as a hostage in order to influence a person to
13 perform or not to perform some action demanded by the actor is guilty of a Class ~~A~~
14 B felony.

15 *~~4424/2.346~~* *~~0590/P5.141~~* SECTION 518. 940.305 (2) of the statutes is
16 amended to read:

17 940.305 (2) Whoever commits a violation specified under sub. (1) is guilty of
18 a Class ~~B~~ C felony if, before the time of the actor's arrest, each person who is held as
19 a hostage is released without bodily harm.

20 *~~4424/2.347~~* *~~0590/P5.142~~* SECTION 519. 940.31 (1) (intro.) of the statutes
21 is amended to read:

22 940.31 (1) (intro.) Whoever does any of the following is guilty of a Class ~~B~~ C
23 felony:

24 *~~4424/2.348~~* *~~0590/P5.143~~* SECTION 520. 940.31 (2) (a) of the statutes is
25 amended to read:

1 940.31 (2) (a) Except as provided in par. (b), whoever violates sub. (1) with
2 intent to cause another to transfer property in order to obtain the release of the victim
3 is guilty of a Class ~~A~~ B felony.

4 *~~4424/2.349~~* *~~0590/P5.144~~* **SECTION 521.** 940.31 (2) (b) of the statutes is
5 amended to read:

6 940.31 (2) (b) Whoever violates sub. (1) with intent to cause another to transfer
7 property in order to obtain the release of the victim is guilty of a Class ~~B~~ C felony if
8 the victim is released without permanent physical injury prior to the time the first
9 witness is sworn at the trial.

10 *~~4424/2.350~~* *~~0590/P5.145~~* **SECTION 522.** 940.32 (2) (intro.) of the statutes
11 is amended to read:

12 940.32 (2) (intro.) Whoever meets all of the following criteria is guilty of a Class
13 ~~A misdemeanor~~ I felony:

14 *~~4424/2.351~~* *~~0590/P5.146~~* **SECTION 523.** 940.32 (2m) of the statutes is
15 amended to read:

16 940.32 (2m) Whoever violates sub. (2) is guilty of a Class ~~D~~ G felony if he or she
17 intentionally gains access to a record in electronic format that contains personally
18 identifiable information regarding the victim in order to facilitate the violation
19 under sub. (2).

20 *~~4424/2.352~~* *~~0590/P5.147~~* **SECTION 524.** 940.32 (3) (intro.) of the statutes
21 is amended to read:

22 940.32 (3) (intro.) Whoever violates sub. (2) under any of the following
23 circumstances is guilty of a Class ~~E~~ H felony:

24 *~~4424/2.353~~* *~~0590/P5.148~~* **SECTION 525.** 940.32 (3m) (intro.) of the
25 statutes is amended to read:

1 940.32 (3m) (intro.) Whoever violates sub. (3) under all of the following
2 circumstances is guilty of a Class D G felony:

3 *~~4424/2.354~~* *~~0590/P5.149~~* SECTION 526. 940.43 (intro.) of the statutes is
4 amended to read:

5 **940.43 Intimidation of witnesses; felony.** (intro.) Whoever violates s.
6 940.42 under any of the following circumstances is guilty of a Class D G felony:

7 *~~4424/2.355~~* *~~0590/P5.150~~* SECTION 527. 940.45 (intro.) of the statutes is
8 amended to read:

9 **940.45 Intimidation of victims; felony.** (intro.) Whoever violates s. 940.44
10 under any of the following circumstances is guilty of a Class D G felony:

11 *~~4424/2.356~~* *~~0590/P5.151~~* SECTION 528. 941.11 (intro.) of the statutes is
12 amended to read:

13 **941.11 Unsafe burning of buildings.** (intro.) Whoever does either of the
14 following is guilty of a Class D H felony:

15 *~~4424/2.357~~* *~~0590/P5.152~~* SECTION 529. 941.12 (1) of the statutes is
16 amended to read:

17 941.12 (1) Whoever intentionally interferes with the proper functioning of a
18 fire alarm system or the lawful efforts of fire fighters to extinguish a fire is guilty of
19 a Class E I felony.

20 *~~4424/2.358~~* *~~0590/P5.153~~* SECTION 530. 941.20 (2) (intro.) of the statutes
21 is amended to read:

22 941.20 (2) (intro.) Whoever does any of the following is guilty of a Class E G
23 felony:

24 *~~4424/2.359~~* *~~0590/P5.154~~* SECTION 531. 941.20 (3) (a) (intro.) of the
25 statutes is amended to read:

1 941.20 (3) (a) (intro.) Whoever intentionally discharges a firearm from a
2 vehicle while on a highway, as defined in s. 340.01 (22), or on a vehicle parking lot
3 that is open to the public under any of the following circumstances is guilty of a Class
4 C F felony:

5 *~~4424/2.360~~* *~~0590/P5.155~~* SECTION 532. 941.21 of the statutes is
6 amended to read:

7 **941.21 Disarming a peace officer.** Whoever intentionally disarms a peace
8 officer who is acting in his or her official capacity by taking a dangerous weapon or
9 a device or container described under s. 941.26 (1) (b) or (4) (a) from the officer
10 without his or her consent is guilty of a Class E H felony. This section applies to any
11 dangerous weapon or any device or container described under s. 941.26 (1) (b) or (4)
12 (a) that the officer is carrying or that is in an area within the officer's immediate
13 presence.

14 *~~4424/2.361~~* *~~0590/P5.156~~* SECTION 533. 941.235 (1) of the statutes is
15 amended to read:

16 941.235 (1) Any person who goes armed with a firearm in any building owned
17 or leased by the state or any political subdivision of the state is guilty of a Class B
18 A misdemeanor.

19 *~~4424/2.362~~* *~~0590/P5.157~~* SECTION 534. 941.26 (2) (a) of the statutes is
20 amended to read:

21 941.26 (2) (a) Any person violating sub. (1) (a) is guilty of a Class E H felony.

22 *~~4424/2.363~~* *~~0590/P5.158~~* SECTION 535. 941.26 (2) (b) of the statutes is
23 amended to read:

24 941.26 (2) (b) Any person violating sub. (1m) is guilty of a Class C F felony.

1 *~~4424/2.364~~* *~~0590/P5.159~~* **SECTION 536.** 941.26 (2) (e) of the statutes is
2 amended to read:

3 941.26 (2) (e) Any person who violates sub. (1) (b) regarding the sale or
4 commercial transportation of the bomb, grenade, projectile, shell or container under
5 sub. (1) (b) is guilty of a Class ~~E~~ H felony.

6 *~~4424/2.365~~* *~~0590/P5.160~~* **SECTION 537.** 941.26 (2) (f) of the statutes is
7 amended to read:

8 941.26 (2) (f) Any person who violates sub. (1) (b) regarding the use of the bomb,
9 grenade, projectile, shell or container under sub. (1) (b) to cause bodily harm or bodily
10 discomfort to a person who the actor knows, or has reason to know, is a peace officer
11 who is acting in an official capacity is guilty of a Class ~~D~~ H felony.

12 *~~4424/2.366~~* *~~0590/P5.161~~* **SECTION 538.** 941.26 (2) (g) of the statutes is
13 amended to read:

14 941.26 (2) (g) Any person who violates sub. (1) (b) regarding the use of the bomb,
15 grenade, projectile, shell or container under sub. (1) (b) during his or her commission
16 of another crime to cause bodily harm or bodily discomfort to another or who
17 threatens to use the bomb, grenade, projectile, shell or container during his or her
18 commission of another crime to incapacitate another person is guilty of a Class ~~E~~ H
19 felony.

20 *~~4424/2.367~~* *~~0590/P5.162~~* **SECTION 539.** 941.26 (4) (d) of the statutes is
21 amended to read:

22 941.26 (4) (d) Whoever intentionally uses a device or container described under
23 par. (a) to cause bodily harm or bodily discomfort to a person who the actor knows,
24 or has reason to know, is a peace officer who is acting in an official capacity is guilty
25 of a Class ~~D~~ H felony.

1 *~~4424/2.368~~* *~~0590/P5.163~~* SECTION 540. 941.26 (4) (e) of the statutes is
2 amended to read:

3 941.26 (4) (e) Whoever uses a device or container described under par. (a)
4 during his or her commission of another crime to cause bodily harm or bodily
5 discomfort to another or who threatens to use the device or container during his or
6 her commission of another crime to incapacitate another person is guilty of a Class
7 E H felony.

8 *~~4424/2.369~~* *~~0590/P5.164~~* SECTION 541. 941.28 (3) of the statutes is
9 amended to read:

10 941.28 (3) Any person violating this section is guilty of a Class E H felony.

11 *~~4424/2.370~~* *~~0590/P5.165~~* SECTION 542. 941.29 (2) (intro.) of the statutes
12 is amended to read:

13 941.29 (2) (intro.) A person specified in sub. (1) is guilty of a Class E G felony
14 if he or she possesses a firearm under any of the following circumstances:

15 *~~4424/2.371~~* *~~0590/P5.166~~* SECTION 543. 941.29 (2m) of the statutes is
16 repealed.

17 *~~4424/2.372~~* *~~0590/P5.167~~* SECTION 544. 941.295 (1) of the statutes is
18 amended to read:

19 941.295 (1) Whoever sells, transports, manufactures, possesses or goes armed
20 with any electric weapon is guilty of a Class E H felony.

21 *~~4424/2.373~~* *~~0590/P5.168~~* SECTION 545. 941.296 (2) (intro.) of the
22 statutes is amended to read:

23 941.296 (2) (intro.) Whoever uses or possesses a handgun during the
24 commission of a crime under chs. 939 to 948 or 961 is guilty of a Class E H felony
25 under any of the following circumstances.

1 *~~4424/2.374~~* *~~0590/P5.169~~* SECTION 546. 941.296 (3) of the statutes is
2 repealed.

3 *~~4424/2.375~~* *~~0590/P5.170~~* SECTION 547. 941.298 (2) of the statutes is
4 amended to read:

5 941.298 (2) Whoever sells, delivers or possesses a firearm silencer is guilty of
6 a Class ~~E~~ H felony.

7 *~~4424/2.376~~* *~~0590/P5.171~~* SECTION 548. 941.30 (1) of the statutes is
8 amended to read:

9 941.30 (1) FIRST-DEGREE RECKLESSLY ENDANGERING SAFETY. Whoever recklessly
10 endangers another's safety under circumstances which show utter disregard for
11 human life is guilty of a Class ~~D~~ F felony.

12 *~~4424/2.377~~* *~~0590/P5.172~~* SECTION 549. 941.30 (2) of the statutes is
13 amended to read:

14 941.30 (2) SECOND-DEGREE RECKLESSLY ENDANGERING SAFETY. Whoever
15 recklessly endangers another's safety is guilty of a Class ~~E~~ G felony.

16 *~~4424/2.378~~* *~~0590/P5.173~~* SECTION 550. 941.31 (1) of the statutes is
17 amended to read:

18 941.31 (1) Whoever makes, buys, transports, possesses, or transfers any
19 explosive compound or offers to do the same, either with intent to use such explosive
20 to commit a crime or knowing that another intends to use it to commit a crime, is
21 guilty of a Class ~~C~~ F felony.

22 *~~4424/2.379~~* *~~0590/P5.174~~* SECTION 551. 941.31 (2) (b) of the statutes is
23 amended to read:

24 941.31 (2) (b) Whoever makes, buys, sells, transports, possesses, uses or
25 transfers any improvised explosive device, or possesses materials or components

1 with intent to assemble any improvised explosive device, is guilty of a Class E H
2 felony.

3 *~~4424/2.380~~* SECTION 552. 941.315 (3) (intro.) of the statutes is amended to
4 read:

5 941.315 (3) (intro.) Whoever does any of the following is guilty of a Class D H
6 felony:

7 *~~4424/2.381~~* *~~0590/P5.175~~* SECTION 553. 941.32 of the statutes is
8 amended to read:

9 **941.32 Administering dangerous or stupefying drug.** Whoever
10 administers to another or causes another to take any poisonous, stupefying,
11 overpowering, narcotic, or anesthetic substance with intent thereby to facilitate the
12 commission of a crime is guilty of a Class C F felony.

13 *~~4424/2.382~~* *~~0590/P5.176~~* SECTION 554. 941.325 of the statutes is
14 amended to read:

15 **941.325 Placing foreign objects in edibles.** Whoever places objects, drugs
16 or other substances in candy or other liquid or solid edibles with the intent to cause
17 bodily harm to another person is guilty of a Class E I felony.

18 *~~4424/2.383~~* *~~0590/P5.178~~* SECTION 555. 941.327 (2) (b) 1. of the statutes
19 is amended to read:

20 941.327 (2) (b) 1. Except as provided in subds. 2. to 4., a person violating par.
21 (a) is guilty of a Class E I felony.

22 *~~4424/2.384~~* *~~0590/P5.179~~* SECTION 556. 941.327 (2) (b) 2. of the statutes
23 is amended to read:

24 941.327 (2) (b) 2. If the act under par. (a) creates a high probability of great
25 bodily harm to another, a person violating par. (a) is guilty of a Class D H felony.

1 *~~4424/2.385~~* *~~0590/P5.180~~* SECTION 557. 941.327 (2) (b) 3. of the statutes
2 is amended to read:

3 941.327 (2) (b) 3. If the act under par. (a) causes great bodily harm to another,
4 a person violating par. (a) is guilty of a Class ~~C~~ F felony.

5 *~~4424/2.386~~* *~~0590/P5.181~~* SECTION 558. 941.327 (2) (b) 4. of the statutes
6 is amended to read:

7 941.327 (2) (b) 4. If the act under par. (a) causes death to another, a person is
8 guilty of a Class ~~A~~ C felony.

9 *~~4424/2.387~~* *~~0590/P5.182~~* SECTION 559. 941.327 (3) of the statutes is
10 amended to read:

11 941.327 (3) Whoever intentionally imparts or conveys false information,
12 knowing the information to be false, concerning an act or attempted act which, if
13 true, would constitute a violation of sub. (2) is guilty of a Class ~~E~~ I felony.

14 *~~4424/2.388~~* *~~0590/P5.183~~* SECTION 560. 941.37 (3) of the statutes is
15 amended to read:

16 941.37 (3) Any person who intentionally interferes with any emergency
17 medical personnel in the performance of duties relating to an emergency or rescue
18 and who has reasonable grounds to believe that the interference may endanger
19 another's safety is guilty of a Class ~~E~~ I felony.

20 *~~4424/2.389~~* *~~0590/P5.184~~* SECTION 561. 941.37 (4) of the statutes is
21 amended to read:

22 941.37 (4) Any person who violates sub. (3) and thereby contributes to the
23 death of another is guilty of a Class ~~C~~ E felony.

24 *~~4424/2.390~~* SECTION 562. 941.38 (1) (b) 4. of the statutes is amended to read: