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

10 **SECTION 147.** 302.114 (3) (a) (intro.) of the statutes is amended to read:

11 302.114 (3) (a) (intro.) The warden or superintendent shall keep a record of the
12 conduct of each inmate subject to this section, specifying each infraction of the rules.
13 If any an inmate subject to this section violates an order under s. 973.031 requiring
14 him or her to participate in a drug treatment program, violates any regulation of the
15 prison or refuses or neglects to perform required or assigned duties, the department
16 may extend the extended supervision eligibility date set under s. 973.014 (1g) (a) 1.
17 or 2., whichever is applicable, as follows:

18 **SECTION 148.** 302.114 (5) (f) of the statutes is amended to read:

19 302.114 (5) (f) An inmate may appeal an order denying his or her petition for
20 release to extended supervision. In an appeal under this paragraph, the appellate
21 court may reverse an order denying a petition for release to extended supervision
22 only if it determines that the sentencing court ~~improperly~~ erroneously exercised its
23 discretion in denying the petition for release to extended supervision.

24 **SECTION 149.** 302.114 (6) (b) of the statutes is amended to read:

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1 302.114 (6) (b) If an inmate petitions a court under sub. (5) or (9) ~~(b)~~ (bm) for
2 release to extended supervision under this section, the clerk of the circuit court in
3 which the petition is filed shall send a copy of the petition and, if a hearing is
4 scheduled, a notice of hearing to the victim of the crime committed by the inmate, if
5 the victim has submitted a card under par. (e) requesting notification.

6 **SECTION 150.** 302.114 (6) (c) of the statutes is amended to read:

7 302.114 (6) (c) The notice under par. (b) shall inform the victim that he or she
8 may appear at the hearing under sub. (5) or (9) ~~(b)~~ (bm), if a hearing is scheduled,
9 and shall inform the victim of the manner in which he or she may provide written
10 statements concerning the inmate's petition for release to extended supervision.

11 **SECTION 151.** 302.114 (8m) of the statutes is created to read:

12 302.114 (8m) (a) Every person released to extended supervision under this
13 section remains in the legal custody of the department. If the department alleges
14 that any condition or rule of extended supervision has been violated by the person,
15 the department may take physical custody of the person for the investigation of the
16 alleged violation.

17 (b) If a person released to extended supervision under this section signs a
18 statement admitting a violation of a condition or rule of extended supervision, the
19 department may, as a sanction for the violation, confine the person for up to 90 days
20 in a regional detention facility or, with the approval of the sheriff, in a county jail.
21 If the department confines the person in a county jail under this paragraph, the
22 department shall reimburse the county for its actual costs in confining the person
23 from the appropriations under s. 20.410 (1) (ab) and (b). Notwithstanding s. 302.43,
24 the person is not eligible to earn good time credit on any period of confinement
25 imposed under this subsection.

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1 **SECTION 152.** 302.114 (9) of the statutes is amended to read:

2 302.114 (9) (a) If a person released to extended supervision under this section
3 violates a condition of extended supervision, the division of hearings and appeals in
4 the department of administration, upon proper notice and hearing, or the
5 department of corrections, if the person on extended supervision waives a hearing,
6 may revoke the extended supervision of the person and return the person to prison.
7 If the extended supervision of the person is revoked, the person shall be returned to
8 the circuit court for the county in which the person was convicted of the offense for
9 which he or she was on extended supervision, and the court shall order the person
10 to be returned to prison, he or she shall be returned to prison for a specified period
11 of time, as provided under par. (b) before he or she is eligible for being released again
12 to extended supervision. The period of time specified under this paragraph may not
13 be less than 5 years and may be extended in accordance with sub. (3).

14 (b) ~~If~~ When a person is returned to ~~prison court~~ under par. (a) after revocation
15 of extended supervision, the department of corrections, in the case of a waiver, or the
16 division of hearings and appeals in the department of administration, in the case of
17 a hearing ~~under par. (a)~~, shall specify a make a recommendation to the court
18 concerning the period of time for which the person shall be incarcerated should be
19 returned to prison before being eligible for release to extended supervision. The
20 period of time specified recommended under this paragraph may not be less than 5
21 years and ~~may be extended in accordance with sub. (3).~~

22 (bm) A person who is returned to prison under par. (a) after revocation of
23 extended supervision may, upon petition to the sentencing court, be released to
24 extended supervision after he or she has served the entire period of time specified
25 in by the court under par. (b) (a), including any periods of extension imposed under

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1 sub. (3). A person may not file a petition under this paragraph earlier than 90 days
2 before the date on which he or she is eligible to be released to extended supervision.
3 If a person files a petition for release to extended supervision under this paragraph
4 at any time earlier than 90 days before the date on which he or she is eligible to be
5 released to extended supervision, the court shall deny the petition without a hearing.
6 The procedures specified in sub. (5) (am) to (f) apply to a petition filed under this
7 paragraph.

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

11 **SECTION 153.** 302.114 (9) (d) of the statutes is created to read:

12 302.114 (9) (d) In any case in which there is a hearing before the division of
13 hearings and appeals in the department of administration concerning whether to
14 revoke a person's extended supervision, the person on extended supervision may
15 seek review of a decision to revoke extended supervision and the department of
16 corrections may seek review of a decision to not revoke extended supervision. Review
17 of a decision under this paragraph may be sought only by an action for certiorari.

18 **SECTION 154.** 302.33 (1) of the statutes is amended to read:

19 302.33 (1) The maintenance of persons who have been sentenced to the state
20 penal institutions; persons in the custody of the department, except as provided in
21 sub. (2) and ~~s. ss. 301.048 (7), 302.113 (8m) and 302.114 (8m)~~; persons accused of
22 crime and committed for trial; persons committed for the nonpayment of fines and
23 expenses; and persons sentenced to imprisonment therein, while in the county jail,
24 shall be paid out of the county treasury. No claim may be allowed to any sheriff for

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1 keeping or boarding any person in the county jail unless the person was lawfully
2 detained therein.

3 **SECTION 155.** 302.43 of the statutes is amended to read:

4 **302.43 Good time.** Every inmate of a county jail is eligible to earn good time
5 in the amount of one-fourth of his or her term for good behavior if sentenced to at
6 least 4 days, but fractions of a day shall be ignored. An inmate shall be given credit
7 for time served prior to sentencing under s. 973.155, including good time under s.
8 973.155 (4). An inmate who violates an order under s. 973.031 requiring him or her
9 to participate in a drug treatment program, violates any law or any regulation of the
10 jail, or neglects or refuses to perform any duty lawfully required of him or her, may
11 be deprived by the sheriff of good time under this section, except that the sheriff shall
12 not deprive the inmate of more than 2 days good time for any one offense without the
13 approval of the court. An inmate who files an action or special proceeding, including
14 a petition for a common law writ of certiorari, to which s. 807.15 applies shall be
15 deprived of the number of days of good time specified in the court order prepared
16 under s. 807.15 (3).

17 **SECTION 156.** 303.065 (1) (b) 1. of the statutes is amended to read:

18 303.065 (1) (b) 1. A person serving a life sentence, other than a life sentence
19 specified in subd. 2., may be considered for work release only after he or she has
20 reached parole eligibility under s. 304.06 (1) (b) or 973.014 (1) (a) or (b), whichever
21 is applicable, or he or she has reached his or her extended supervision eligibility date
22 under s. 302.114 (9) ~~(b)~~ (a) or 973.014 (1g) (a) 1. or 2., whichever is applicable.

23 **SECTION 157.** 303.08 (1) (intro.) of the statutes is amended to read:

24 303.08 (1) (intro.) Any person sentenced to a county jail for crime, nonpayment
25 of a fine or forfeiture, or contempt of court, or subject to a confinement sanction under

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1 s. 302.113(8m) or 302.114(8m) may be granted the privilege of leaving the jail during
2 necessary and reasonable hours for any of the following purposes:

3 **SECTION 158.** 303.08 (2) of the statutes is amended to read:

4 303.08 (2) Unless such privilege is expressly granted by the court or, in the case
5 of a person subject to a confinement sanction under s. 302.113 (8m) or 302.114 (8m),
6 the department, the prisoner person is sentenced to ordinary confinement. The A
7 prisoner, other than a person subject to a confinement sanction under s. 302.113 (8m)
8 or 302.114 (8m), may petition the court for such privilege at the time of sentence or
9 thereafter, and in the discretion of the court may renew the prisoner's petition. The
10 court may withdraw the privilege at any time by order entered with or without notice.

11 **SECTION 159.** 303.08 (5) (intro.) of the statutes is amended to read:

12 303.08 (5) (intro.) By order of the court or, for a person subject to a confinement
13 sanction under s. 302.113 (8m) or 302.114 (8m), by order of the department, the
14 wages, salary and unemployment insurance and employment training benefits
15 received by prisoners shall be disbursed by the sheriff for the following purposes, in
16 the order stated:

17 **SECTION 160.** 303.08 (6) of the statutes is amended to read:

18 303.08 (6) The department, for a person subject to a confinement sanction
19 under s. 302.113 (8m) or 302.114 (8m), or the sentencing court may, by order, may
20 authorize the sheriff to whom the prisoner is committed to arrange with another
21 sheriff for the employment or employment training of the prisoner in the other's
22 county, and while so employed or trained to be in the other's custody but in other
23 respects to be and continue subject to the commitment.

24 **SECTION 161.** 303.08 (12) of the statutes is amended to read:

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1 303.08 (12) In counties having a house of correction, any person violating the
2 privilege granted under sub. (1) may be transferred by the county jailer to the house
3 of correction for the remainder of the term of the person's sentence or, if applicable,
4 the remainder of the person's confinement sanction under s. 302.113 (8m) or 302.114
5 (8m).

6 **SECTION 162.** 304.06 (1) (b) of the statutes is amended to read:

7 304.06 (1) (b) Except as provided in s. 961.49 (2), 1997 stats., sub. (1m) or s.
8 302.045 (3), ~~961.49 (2)~~, 973.01 (6) or 973.0135, the parole commission may parole an
9 inmate of the Wisconsin state prisons or any felon or any person serving at least one
10 year or more in a county house of correction or a county reforestation camp organized
11 under s. 303.07, when he or she has served 25% of the sentence imposed for the
12 offense, or 6 months, whichever is greater. Except as provided in s. 939.62 (2m) (c)
13 or 973.014 (1) (b) or (c), (1g) or (2), the parole commission may parole an inmate
14 serving a life term when he or she has served 20 years, as modified by the formula
15 under s. 302.11 (1) and subject to extension under s. 302.11 (1q) and (2), if applicable.
16 The person serving the life term shall be given credit for time served prior to
17 sentencing under s. 973.155, including good time under s. 973.155 (4). The secretary
18 may grant special action parole releases under s. 304.02. The department or the
19 parole commission shall not provide any convicted offender or other person
20 sentenced to the department's custody any parole eligibility or evaluation until the
21 person has been confined at least 60 days following sentencing.

22 **SECTION 163.** 304.071 (2) of the statutes is amended to read:

23 304.071 (2) If a prisoner is not eligible for parole under s. 961.49 (2), 1997 stats.,
24 or s. 939.62 (2m) (c), ~~961.49 (2)~~, 973.01 (6), 973.014 (1) (c) or (1g) or 973.032 (5), he
25 or she is not eligible for parole under this section.

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1 **SECTION 164.** 341.605 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
2 is amended to read:

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

6 **SECTION 165.** 342.06 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
7 is amended to read:

8 342.06 (2) Any person who knowingly makes a false statement in an
9 application for a certificate of title ~~may be fined not more than \$5,000 or imprisoned~~
10 ~~not more than 7 years and 6 months or both is guilty of a Class H felony.~~

11 **SECTION 166.** 342.065 (4) (b) of the statutes, as affected by 1997 Wisconsin Act
12 283, is amended to read:

13 342.065 (4) (b) Any person who violates sub. (1) with intent to defraud ~~may be~~
14 ~~fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months~~
15 ~~or both is guilty of a Class H felony.~~

16 **SECTION 167.** 342.155 (4) (b) of the statutes, as affected by 1997 Wisconsin Act
17 283, is amended to read:

18 342.155 (4) (b) Any person who violates this section with intent to defraud may
19 be fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months
20 or both is guilty of Class H felony.

21 **SECTION 168.** 342.156 (6) (b) of the statutes, as affected by 1997 Wisconsin Act
22 283, is amended to read:

23 342.156 (6) (b) Any person who violates this section with intent to defraud ~~may~~
24 ~~be fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months~~
25 ~~or both is guilty of a Class H felony.~~

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1 **SECTION 169.** 342.30 (3) (a) of the statutes, as affected by 1997 Wisconsin Act
2 283, is amended to read:

3 342.30 (3) (a) Any person who violates sub. (1g) ~~may be fined not more than~~
4 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a
5 Class H felony.

6 **SECTION 170.** 342.32 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
7 is amended to read:

8 342.32 (3) Whoever violates sub. (1) or (2) ~~may be fined not more than \$5,000~~
9 ~~or imprisoned for not more than 7 years and 6 months, or both, for each violation~~ is
10 guilty of a Class H felony.

11 **SECTION 171.** 343.31 (1) (i) of the statutes is amended to read:

12 343.31 (1) (i) Knowingly fleeing or attempting to elude a traffic officer under
13 s. 346.04 (3).

14 **SECTION 172.** 343.31 (3) (d) (intro.) of the statutes is amended to read:

15 343.31 (3) (d) (intro.) Any person convicted of knowingly fleeing or attempting
16 to elude a traffic officer under s. 346.04 (3) shall have his or her operating privilege
17 revoked as follows:

18 **SECTION 173.** 343.44 (2) (b) (intro.) of the statutes is amended to read:

19 343.44 (2) (b) (intro.) Except as provided in par. (am), any person who violates
20 sub. (1) (b), (c) or (d) shall be fined not more than \$2,500 or imprisoned for not more
21 than one year in the county jail or both. In imposing a sentence under this
22 paragraph, or a local ordinance in conformity with this paragraph, the court shall
23 review the record and consider the following:

24 **SECTION 174.** 344.48 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
25 is amended to read:

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

3 **SECTION 175.** 346.04 (2t) of the statutes is created to read:

4 346.04 (2t) No operator of a vehicle, after having received a visible or audible
5 signal to stop his or her vehicle from a traffic officer or marked police vehicle, shall
6 knowingly resist the traffic officer by failing to stop his or her vehicle as promptly as
7 safety reasonably permits.

8 **SECTION 176.** 346.04 (4) of the statutes is created to read:

9 346.04 (4) Subsection (2t) is not an included offense of sub. (3), but a person may
10 not be convicted of violating both subs. (2t) and (3) for acts arising out of the same
11 incident or occurrence.

12 **SECTION 177.** 346.17 (2t) of the statutes is created to read:

13 346.17 (2t) Any person violating s. 346.04 (2t) may be fined not more than
14 \$10,000 or imprisoned for not more than 9 months or both.

15 **SECTION 178.** 346.17 (3) (a) of the statutes, as affected by 1997 Wisconsin Act
16 283, is amended to read:

17 346.17 (3) (a) Except as provided in par. (b), (c) or (d), any person violating s.
18 346.04 (3) ~~shall be fined not less than \$600 nor more than \$10,000 and may be~~
19 ~~imprisoned for not more than 3 years~~ is guilty of a Class I felony.

20 **SECTION 179.** 346.17 (3) (b) of the statutes, as affected by 1997 Wisconsin Act
21 283, is amended to read:

22 346.17 (3) (b) If the violation results in bodily harm, as defined in s. 939.22 (4),
23 to another, or causes damage to the property of another, as defined in s. 939.22 (28),
24 the person ~~shall be fined not less than \$1,000 nor more than \$10,000 and may be~~
25 ~~imprisoned for not more than 3 years~~ is guilty of a Class H felony.

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1 **SECTION 180.** 346.17 (3) (c) of the statutes, as affected by 1997 Wisconsin Act
2 283, is amended to read:

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

6 **SECTION 181.** 346.17 (3) (d) of the statutes, as affected by 1997 Wisconsin Act
7 283, is amended to read:

8 346.17 (3) (d) If the violation results in the death of another, the person ~~shall~~
9 ~~be fined not less than \$1,100 nor more than \$10,000 and may be imprisoned for not~~
10 ~~more than 7 years and 6 months~~ is guilty of a Class E felony.

11 **SECTION 182.** 346.175 (1) (a) of the statutes is amended to read:

12 346.175 (1) (a) Subject to s. 346.01 (2), the owner of a vehicle involved in a
13 violation of s. 346.04 (2t) or (3) for fleeing a traffic officer shall be presumed liable for
14 the violation as provided in this section.

15 **SECTION 183.** 346.175 (1) (b) of the statutes is amended to read:

16 346.175 (1) (b) Notwithstanding par. (a), no owner of a vehicle involved in a
17 violation of s. 346.04 (2t) or (3) for fleeing a traffic officer may be convicted under this
18 section if the person operating the vehicle or having the vehicle under his or her
19 control at the time of the violation has been convicted for the violation under this
20 section or under s. 346.04 (2t) or (3).

21 **SECTION 184.** 346.175 (4) (b) of the statutes is amended to read:

22 346.175 (4) (b) If the owner of the vehicle provides a traffic officer employed by
23 the authority issuing the citation with the name and address of the person operating
24 the vehicle or having the vehicle under his or her control at the time of the violation
25 and sufficient information for the officer to determine that probable cause does not

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1 exist to believe that the owner of the vehicle was operating the vehicle at the time
2 of the violation, then the owner of the vehicle shall not be liable under this section
3 or under s. 346.04 (2t) or (3).

4 **SECTION 185.** 346.175 (4) (c) of the statutes is amended to read:

5 346.175 (4) (c) If the vehicle is owned by a lessor of vehicles and at the time of
6 the violation the vehicle was in the possession of a lessee, and the lessor provides a
7 traffic officer employed by the authority issuing the citation with the information
8 required under s. 343.46 (3), then the lessee and not the lessor shall be liable under
9 this section or under s. 346.04 (2t) or (3).

10 **SECTION 186.** 346.175 (4) (d) of the statutes is amended to read:

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

18 **SECTION 187.** 346.175 (5) (intro.) of the statutes is amended to read:

19 346.175 (5) (intro.) Notwithstanding the penalty otherwise specified under s.
20 346.17 (2t) or (3) for a violation of s. 346.04 (2t) or (3):

21 **SECTION 188.** 346.175 (5) (a) of the statutes is amended to read:

22 346.175 (5) (a) A vehicle owner or other person found liable under this section
23 for a violation of s. 346.04 (2t) or (3) shall be required to forfeit not less than \$300 nor
24 more than \$1,000.

25 **SECTION 189.** 346.65 (2) (e) of the statutes is amended to read:

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1 346.65 (2) (e) Except as provided in par. (f), is guilty of a Class H felony and shall
2 be fined not less than \$600 ~~nor more than \$2,000~~ and imprisoned for not less than
3 6 months ~~nor more than 5 years~~ if the total number of suspensions, revocations and
4 convictions counted under s. 343.307 (1) equals 5 or more, except that suspensions,
5 revocations or convictions arising out of the same incident or occurrence shall be
6 counted as one.

7 **SECTION 190.** 346.65 (5) of the statutes, as affected by 1997 Wisconsin Act 283,
8 is amended to read:

9 346.65 (5) Except as provided in sub. (5m), any person violating s. 346.62 (4)
10 ~~shall be fined not less than \$600 nor more than \$2,000 and may be imprisoned for~~
11 ~~not less than 90 days nor more than 2 years and 3 months~~ is guilty of a Class I felony.

12 **SECTION 191.** 346.74 (5) (b) of the statutes, as affected by 1997 Wisconsin Act
13 283, is amended to read:

14 346.74 (5) (b) ~~Shall~~ May be fined not less than ~~\$300~~ nor more than \$5,000
15 \$10,000 or imprisoned for not less than ~~10 days~~ nor more than ~~2 years 9 months~~ or
16 both if the accident involved injury to a person but the person did not suffer great
17 bodily harm.

18 **SECTION 192.** 346.74 (5) (c) of the statutes, as affected by 1997 Wisconsin Act
19 283, is amended to read:

20 346.74 (5) (c) ~~May be fined not more than \$10,000 or imprisoned not more than~~
21 ~~3 years or both~~ Is guilty of a Class I felony if the accident involved injury to a person
22 and the person suffered great bodily harm.

23 **SECTION 193.** 346.74 (5) (d) of the statutes, as affected by 1997 Wisconsin Act
24 283, is amended to read:

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1 346.74 (5) (d) ~~May be fined not more than \$10,000 or imprisoned not more than~~
2 ~~7 years and 6 months or both~~ Is guilty of a Class H felony if the accident involved
3 death to a person.

4 **SECTION 194.** 350.11 (2m) of the statutes, as affected by 1997 Wisconsin Act
5 283, is amended to read:

6 350.11 (2m) Any person who violates s. 350.135 (1) ~~shall be fined not more than~~
7 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class H felony
8 if the violation causes the death or injury, as defined in s. 30.67 (3) (b), of another
9 person.

10 **SECTION 195.** 351.07 (2) (a) of the statutes is renumbered 351.07 (2).

11 **SECTION 196.** 351.07 (2) (b) of the statutes is repealed.

12 **SECTION 197.** 446.07 of the statutes, as affected by 1997 Wisconsin Act 283, is
13 amended to read:

14 **446.07 Penalty.** Anyone violating this chapter may be fined not less than \$100
15 ~~nor~~ more than \$500 \$10,000 or imprisoned for not more than 2 years 9 months or
16 both.

17 **SECTION 198.** 447.09 of the statutes, as affected by 1997 Wisconsin Act 283, is
18 amended to read:

19 **447.09 Penalties.** Any person who violates this chapter may be fined not more
20 than \$1,000 or imprisoned for not more than one year in the county jail or both for
21 the first offense and ~~may be fined not more than \$2,500 or imprisoned for not more~~
22 ~~than 3 years or both~~ is guilty of a Class I felony for the 2nd or subsequent conviction
23 within 5 years.

24 **SECTION 199.** 450.11 (9) (b) of the statutes, as affected by 1997 Wisconsin Act
25 283, is amended to read:

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1 450.11 (9) (b) Any person who delivers, or who possesses with intent to
2 manufacture or deliver, a prescription drug in violation of this section ~~may be fined~~
3 ~~not more than \$10,000 or imprisoned for not more than 7 years and 6 months or both~~
4 is guilty of a Class H felony.

5 **SECTION 200.** 450.14 (5) of the statutes, as affected by 1997 Wisconsin Act 283,
6 is amended to read:

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

10 **SECTION 201.** 450.15 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
11 is amended to read:

12 450.15 (2) Any person who violates this section ~~may be fined not less than \$100~~
13 ~~nor more than \$1,000 or imprisoned for not less than one year nor more than 7 years~~
14 ~~and 6 months or both~~ is guilty of a Class H felony.

15 **SECTION 202.** 551.58 (1) of the statutes, as affected by 1997 Wisconsin Act 283,
16 is amended to read:

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

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1 **SECTION 203.** 552.19 (1) of the statutes, as affected by 1997 Wisconsin Act 283,
2 is amended to read:

3 552.19 (1) Any person, including a controlling person of an offeror or target
4 company, who wilfully violates this chapter or any rule under this chapter, or any
5 order of which the person has notice, ~~may be fined not more than \$5,000 or~~
6 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
7 felony. Each of the acts specified constitutes a separate offense and a prosecution or
8 conviction for any one of the offenses does not bar prosecution or conviction for any
9 other offense.

10 **SECTION 204.** 553.52 (1) of the statutes, as affected by 1997 Wisconsin Act 283,
11 is amended to read:

12 553.52 (1) Any person who wilfully violates s. 553.41 (2) to (5) or any order of
13 which the person has notice, or who violates s. 553.41 (1) knowing or having
14 reasonable cause to believe either that the statement made was false or misleading
15 in any material respect or that the failure to report a material event under s. 553.31
16 (1) was false or misleading in any material respect, ~~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 G felony. Each of the acts specified is a separate offense, and a prosecution or
19 conviction for any one of those offenses does not bar prosecution or conviction for any
20 other offense.

21 **SECTION 205.** 553.52 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
22 is amended to read:

23 553.52 (2) Any person who employs, directly or indirectly, any device, scheme
24 or artifice to defraud in connection with the offer or sale of any franchise or engages,
25 directly or indirectly, in any act, practice, or course of business which operates or

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1 would operate as a fraud or deceit upon any person in connection with the offer or
2 sale of any franchise ~~shall be fined not more than \$5,000 or imprisoned for not more~~
3 ~~than 7 years and 6 months or both~~ is guilty of a Class G felony.

4 **SECTION 206.** 562.13 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
5 is amended to read:

6 562.13 (3) Whoever violates s. 562.11 (2) or (3) ~~may be fined not more than~~
7 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class I felony.

8 **SECTION 207.** 562.13 (4) of the statutes, as affected by 1997 Wisconsin Act 283,
9 is amended to read:

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

13 **SECTION 208.** 565.50 (2) of the statutes, as affected by 1997 Wisconsin Act 283,
14 is amended to read:

15 565.50 (2) Any person who alters or forges a lottery ticket or share or
16 intentionally utters or transfers an altered or forged lottery ticket or share ~~shall be~~
17 ~~fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months~~
18 ~~or both~~ is guilty of a Class I felony.

19 **SECTION 209.** 565.50 (3) of the statutes, as affected by 1997 Wisconsin Act 283,
20 is amended to read:

21 565.50 (3) Any person who possesses an altered or forged lottery ticket or share
22 with intent to defraud shall be fined not more than \$10,000 or imprisoned for not
23 more than ~~3 years~~ 9 months or both.

24 **SECTION 210.** 601.64 (4) of the statutes, as affected by 1997 Wisconsin Act 283,
25 is amended to read:

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1 601.64 (4) CRIMINAL PENALTY. Whoever intentionally violates or intentionally
2 permits any person over whom he or she has authority to violate or intentionally aids
3 any person in violating any insurance statute or rule of this state, s. 149.13 or
4 149.144 or any effective order issued under s. 601.41 (4) ~~may~~ is guilty of a Class I
5 felony, unless a specific penalty is provided elsewhere in the statutes, ~~be fined not~~
6 ~~more than \$10,000 if a corporation or if a natural person be fined not more than~~
7 ~~\$5,000 or imprisoned for not more than 4 years and 6 months or both.~~ Intent has the
8 meaning expressed under s. 939.23.

9 **SECTION 211.** 641.19 (4) (a) of the statutes, as affected by 1997 Wisconsin Act
10 283, is amended to read:

11 641.19 (4) (a) Any person who wilfully violates or fails to comply with any
12 provision of this chapter or the rules promulgated thereunder or who, knowingly,
13 makes a false statement, a false representation of a material fact, or who fails to
14 disclose a material fact in any registration, examination, statement or report
15 required under this chapter or the rules promulgated thereunder, ~~may be fined not~~
16 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is
17 guilty of a Class H felony.

18 **SECTION 212.** 641.19 (4) (b) of the statutes, as affected by 1997 Wisconsin Act
19 283, is amended to read:

20 641.19 (4) (b) Any person who embezzles, steals, or unlawfully and wilfully
21 abstracts or converts to his or her own use or to the use of another, any of the moneys,
22 funds, securities, premiums, credits, property, or other assets of any employe welfare
23 fund, or of any fund connected therewith, ~~shall be fined not more than \$10,000 or~~
24 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
25 felony.

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1 **SECTION 213.** 753.061 (2m) of the statutes is amended to read:

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

9 **SECTION 214.** 758.19 (8) of the statutes is created to read:

10 758.19 (8) By July 1, 2000, the director of state courts shall promulgate rules
11 that establish a procedure by which a sentencing court may modify a bifurcated
12 sentence under s. 973.01 (7m) and that specify the factors that a court may consider
13 when deciding whether to modify a bifurcated sentence. The rules shall provide that
14 a court may modify a bifurcated sentence under s. 973.01 (7m) on its own motion, on
15 a motion of the department of corrections or on a motion of the person serving the
16 sentence. The rules shall also provide that a court and the department of corrections
17 may make a motion to modify a bifurcated sentence at any time and that a person
18 serving a bifurcated sentence may make a motion to modify the bifurcated sentence
19 that he or she is serving if at least 12 months have elapsed since the bifurcated
20 sentence was imposed or since the most recent motion to modify the person's
21 bifurcated sentence was made.

22 **SECTION 215.** 765.30 (1) (intro.) of the statutes, as affected by 1997 Wisconsin
23 Act 283, is amended to read:

24 765.30 (1) (intro.) The following ~~shall~~ may be fined not less than \$200 nor more
25 than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

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1 **SECTION 216.** 765.30 (2) (intro.) of the statutes, as affected by 1997 Wisconsin
2 Act 283, is amended to read:

3 765.30 (2) (intro.) The following ~~shall~~ may be fined not ~~less than \$100 nor~~ more
4 than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

5 **SECTION 217.** 768.07 of the statutes, as affected by 1997 Wisconsin Act 283, is
6 amended to read:

7 **768.07 Penalty.** Any person who violates any provision of this chapter may
8 be fined not ~~less than \$100 nor~~ more than ~~\$1,000~~ \$10,000 or imprisoned for not more
9 than ~~2 years~~ 9 months or both.

10 **SECTION 218.** 783.07 of the statutes, as affected by 1997 Wisconsin Act 283, is
11 amended to read:

12 **783.07 Fine or imprisonment.** Whenever a peremptory mandamus ~~shall be~~
13 is directed to any public officer, body, board or person, commanding the performance
14 of any duty specially enjoined by law, ~~if it shall appear to the court that such and the~~
15 officer or person or any member of ~~such the~~ body or board has, without just excuse,
16 refused or neglected to perform the duty so enjoined ~~the court may impose a fine, not~~
17 ~~exceeding \$5,000, upon every such, the~~ officer, person or member of ~~such the~~ body or
18 board, ~~or sentence the officer, person or member to imprisonment for not more than~~
19 7 years and 6 months is guilty of a Class H felony.

20 **SECTION 219.** 801.50 (5) of the statutes is amended to read:

21 801.50 (5) Venue of an action for certiorari to review a probation, extended
22 supervision or parole revocation, a denial by a program review committee under s.
23 302.113 (9g) of a petition for modification of a bifurcated sentence or a refusal of
24 parole ~~by certiorari~~ shall be the county in which the relator was last convicted of an

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1 offense for which the relator was on probation, extended supervision or parole or for
2 which the relator is currently incarcerated.

3 **SECTION 220.** 801.50 (5c) of the statutes is created to read:

4 801.50 (5c) Venue of an action for certiorari brought by the department of
5 corrections under s. 302.113 (9) (d) or 302.114 (9) (d) to review a decision to not revoke
6 extended supervision shall be in the county in which the person on extended
7 supervision was convicted of the offense for which he or she is on extended
8 supervision.

9 **SECTION 221.** 911.01 (4) (c) of the statutes is amended to read:

10 911.01 (4) (c) *Miscellaneous proceedings.* Proceedings for extradition or
11 rendition; sentencing, ~~or~~ granting or revoking probation, modification of a bifurcated
12 sentence under s. 302.113 (9g), issuance of arrest warrants, criminal summonses and
13 search warrants; proceedings under s. 971.14 (1) (c); proceedings with respect to
14 pretrial release under ch. 969 except where habeas corpus is utilized with respect to
15 release on bail or as otherwise provided in ch. 969.

16 **SECTION 222.** 938.208 (1) (a) of the statutes is amended to read:

17 938.208 (1) (a) Probable cause exists to believe that the juvenile has committed
18 a delinquent act that would be a felony under s. 940.01, 940.02, 940.03, 940.05,
19 940.19 (2) to (6), 940.21, 940.225 (1), 940.31, 941.20 (3), 943.02 (1), 943.23 (1g), ~~(1m)~~
20 ~~or (1r)~~, 943.32 (2), 947.013 (1t), (1v) or (1x), 948.02 (1) or (2), 948.025 or 948.03 if
21 committed by an adult.

22 **SECTION 223.** 938.34 (4h) (a) of the statutes is amended to read:

23 938.34 (4h) (a) The juvenile is 14 years of age or over and has been adjudicated
24 delinquent for committing a violation of s. 939.31, 939.32 (1) (a), 940.03, 940.21,
25 940.225 (1), 940.305, 940.31, 941.327 (2) (b) 4., 943.02, 943.10 (2), 943.23 (1g), ~~(1m)~~

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1 ~~or (1r)~~, 943.32 (2), 948.02 (1), 948.025, (1) or 948.30 (2), ~~948.35 (1) (b) or 948.36~~ or the
2 juvenile is 10 years of age or over and has been adjudicated delinquent for attempting
3 or committing a violation of s. 940.01 or for committing a violation of 940.02 or
4 940.05.

5 **SECTION 224.** 938.34 (4m) (b) 1. of the statutes is amended to read:

6 938.34 **(4m)** (b) 1. The juvenile has committed a delinquent act that would be
7 a felony under s. 940.01, 940.02, 940.03, 940.05, 940.19 (2) to (6), 940.21, 940.225 (1),
8 940.31, 941.20 (3), 943.02 (1), 943.23 (1g), ~~(1m) or (1r)~~, 943.32 (2), 947.013 (1t), (1v)
9 or (1x), 948.02 (1) or (2), 948.025 or 948.03 if committed by an adult.

10 **SECTION 225.** 938.355 (2d) (b) 3. of the statutes is amended to read:

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

19 **SECTION 226.** 938.355 (4) (b) of the statutes is amended to read:

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

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1 felony if committed by an adult, or until the juvenile reaches 25 years of age, if the
2 juvenile is adjudicated delinquent for committing an act that would be punishable
3 as a Class A felony if committed by an adult.

4 **SECTION 227.** 938.78 (3) of the statutes, as affected by 1999 Wisconsin Act 9,
5 is amended to read:

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

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1 **SECTION 228.** 939.22 (21) (d) of the statutes is amended to read:

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

4 **SECTION 229.** 939.30 (1) of the statutes is 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 **SECTION 230.** 939.30 (2) of the statutes is amended to read:

10 939.30 (2) For a solicitation to commit a crime for which the penalty is life
11 imprisonment, the actor is guilty of a Class C F felony. For a solicitation to commit
12 a Class E I felony, the actor is guilty of a Class E I felony.

13 **SECTION 231.** 939.32 (1) (intro.) of the statutes is amended to read:

14 939.32 (1) GENERALLY (intro.) Whoever attempts to commit a felony or a crime
15 specified in s. 940.19, 940.195 or 943.20 may be fined or imprisoned or both ~~not to~~
16 ~~exceed one-half the maximum penalty for the completed crime; as provided under~~
17 sub. (1g), except:

18 **SECTION 232.** 939.32 (1) (b) of the statutes is repealed.

19 **SECTION 233.** 939.32 (1) (bm) of the statutes is created to read:

20 939.32 (1) (bm) Whoever attempts to commit a Class I felony, other than one
21 to which a penalty enhancement statute listed in s. 973.01 (2) (c) 2. a. or b. is being
22 applied, is guilty of a Class A misdemeanor.

23 **SECTION 234.** 939.32 (1g) of the statutes is created to read:

24 939.32 (1g) MAXIMUM PENALTY. The maximum penalty for an attempt to commit
25 a crime that is punishable under sub. (1) (intro.) is as follows:

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

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

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

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

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

11 **SECTION 235.** 939.32 (1m) of the statutes is created to read:

12 **939.32 (1m) DIFURCATED SENTENCES.** If the court imposes a bifurcated sentence
13 under s. 973.01 (1) for an attempt to commit a crime that is punishable under sub.
14 (1) (intro.), the following requirements apply:

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

21 2. Subject to the minimum term of extended supervision required under s.
22 973.01 (2) (d), if the crime is a classified felony and s. 939.62 is being applied, the
23 court shall determine the maximum term of confinement in prison by the following
24 method:

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

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

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

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

14 **SECTION 236.** 939.32 (2) (title) of the statutes is created to read:

15 939.32 (2) (title) MISDEMEANORS.

16 **SECTION 237.** 939.32 (3) (title) of the statutes is created to read:

17 939.32 (3) (title) REQUIREMENTS.

18 **SECTION 238.** 939.50 (1) (intro.) of the statutes is amended to read:

19 939.50 (1) (intro.) ~~Except as provided in ss. 946.83 and 946.85, felonies~~ Felonies
20 ~~in chs. 939 to 951 the statutes~~ are classified as follows:

21 **SECTION 239.** 939.50 (1) (bc) of the statutes is repealed.

22 **SECTION 240.** 939.50 (1) (f) of the statutes is created to read:

23 939.50 (1) (f) Class F felony.

24 **SECTION 241.** 939.50 (1) (g) of the statutes is created to read:

25 939.50 (1) (g) Class G felony.

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1 **SECTION 242.** 939.50 (1) (h) of the statutes is created to read:

2 939.50 (1) (h) Class H felony.

3 **SECTION 243.** 939.50 (1) (i) of the statutes is created to read:

4 939.50 (1) (i) Class I felony.

5 **SECTION 244.** 939.50 (2) of the statutes is amended to read:

6 939.50 (2) A felony is a Class A, B, ~~BC~~, C, D or E, F, G, H or I felony when it
7 is so specified in ~~chs. 939 to 951~~ the statutes.

8 **SECTION 245.** 939.50 (3) (bc) of the statutes, as affected by 1997 Wisconsin Act
9 283, is repealed.

10 **SECTION 246.** 939.50 (3) (c) of the statutes, as affected by 1997 Wisconsin Act
11 283, is amended to read:

12 939.50 (3) (c) For a Class C felony, a fine not to exceed ~~\$10,000~~ \$100,000 or
13 imprisonment not to exceed ~~15~~ 40 years, or both.

14 **SECTION 247.** 939.50 (3) (d) of the statutes, as affected by 1997 Wisconsin Act
15 283, is amended to read:

16 939.50 (3) (d) For a Class D felony, a fine not to exceed ~~\$10,000~~ \$100,000 or
17 imprisonment not to exceed ~~10~~ 25 years, or both.

18 **SECTION 248.** 939.50 (3) (e) of the statutes, as affected by 1997 Wisconsin Act
19 283, is amended to read:

20 939.50 (3) (e) For a Class E felony, a fine not to exceed ~~\$10,000~~ \$50,000 or
21 imprisonment not to exceed ~~5~~ 15 years, or both.

22 **SECTION 249.** 939.50 (3) (f) of the statutes is created to read:

23 939.50 (3) (f) For a Class F felony, a fine not to exceed \$25,000 or imprisonment
24 not to exceed 12 years and 6 months, or both.

25 **SECTION 250.** 939.50 (3) (g) of the statutes is created to read:

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

3 **SECTION 251.** 939.50 (3) (h) of the statutes is created to read:

4 939.50 (3) (h) For a Class H felony, a fine not to exceed \$10,000 or imprisonment
5 not to exceed 6 years, or both.

6 **SECTION 252.** 939.50 (3) (i) of the statutes is created to read:

7 939.50 (3) (i) For a Class I felony, a fine not to exceed \$10,000 or imprisonment
8 not to exceed 3 years and 6 months, or both.

9 **SECTION 253.** 939.615 (7) (b) 2. of the statutes is amended to read:

10 939.615 (7) (b) 2. Whoever violates par. (a) is guilty of a Class ~~E~~ I felony if the
11 same conduct that violates par. (a) also constitutes a crime that is a felony.

12 **SECTION 254.** 939.615 (7) (c) of the statutes is repealed.

13 **SECTION 255.** 939.62 (1) (a) of the statutes is amended to read:

14 939.62 (1) (a) A maximum term of imprisonment of one year or less may be
15 increased to not more than ~~3~~ 2 years.

16 **SECTION 256.** 939.62 (1) (b) of the statutes is amended to read:

17 939.62 (1) (b) A maximum term of imprisonment of more than one year but not
18 more than 10 years may be increased by not more than 2 years if the prior convictions
19 were for misdemeanors and by not more than ~~6~~ 4 years if the prior conviction was for
20 a felony.

21 **SECTION 257.** 939.62 (1) (c) of the statutes is amended to read:

22 939.62 (1) (c) A maximum term of imprisonment of more than 10 years may be
23 increased by not more than 2 years if the prior convictions were for misdemeanors
24 and by not more than ~~10~~ 6 years if the prior conviction was for a felony.

25 **SECTION 258.** 939.62 (2m) (a) 2m. a. of the statutes is amended to read:

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1 939.62 (2m) (a) 2m. a. Any felony under s. 961.41 (1), (1m) or (1x) ~~if the felony~~
2 ~~is that is a Class A, B or C felony or, if the felony was committed before December 31,~~
3 ~~1999, that was~~ punishable by a maximum prison term of 30 years or more.

4 **SECTION 259.** 939.62 (2m) (a) 2m. b. of the statutes is amended to read:

5 939.62 (2m) (a) 2m. b. Any felony under s. 940.09 (1), 1997 stats., s. 943.23 (1m)
6 or (1r), 1997 stats., s. 948.35 (1) (b) or (c), 1997 stats., or s. 948.36, 1997 stats., or s.
7 940.01, 940.02, 940.03, 940.05, 940.09 (1) (1c), 940.16, 940.19 (5), 940.195 (5), 940.21,
8 940.225 (1) or (2), 940.305, 940.31, 941.327 (2) (b) 4., 943.02, 943.10 (2), 943.23 (1g),
9 (1m) or (1r), 943.32 (2), 946.43, 948.02 (1) or (2), 948.025, 948.03 (2) (a) or (c), 948.05,
10 948.06, 948.07, 948.08, or 948.30 (2), ~~948.35 (1) (b) or (c) or 948.36.~~

11 **SECTION 260.** 939.622 of the statutes is repealed.

12 **SECTION 261.** 939.623 of the statutes is repealed.

13 **SECTION 262.** 939.624 of the statutes is repealed.

14 **SECTION 263.** 939.625 of the statutes is repealed.

15 **SECTION 264.** 939.63 (1) of the statutes is renumbered 939.63, and 939.63 (1)
16 (d), (2) and (3), as renumbered, are amended to read:

17 939.63 (1) (d) The maximum term of imprisonment for a felony not specified
18 in ~~subd. 2. or 3. par (b) or (c)~~ may be increased by not more than 3 years.

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

22 (3) This ~~subsection~~ section applies only to crimes specified under chs. 939 to
23 951 and 961.

24 **SECTION 265.** 939.63 (2) of the statutes is repealed.

25 **SECTION 266.** 939.632 (1) (e) 1. of the statutes is amended to read:

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

6 **SECTION 267.** 939.632 (2) of the statutes is amended to read:

7 939.632 (2) If a person commits a violent crime in a school zone, the maximum
8 period term of imprisonment is increased as follows:

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

11 (b) If the violent crime is a misdemeanor, the maximum period term of
12 imprisonment is increased by 3 months and the place of imprisonment is the county
13 jail.

14 **SECTION 268.** 939.635 of the statutes, as affected by 1999 Wisconsin Act 9, is
15 repealed.

16 **SECTION 269.** 939.64 of the statutes is repealed.

17 **SECTION 270.** 939.641 of the statutes is repealed.

18 **SECTION 271.** 939.645 (2) of the statutes is amended to read:

19 939.645 (2) (a) If the crime committed under sub. (1) is ordinarily a
20 misdemeanor other than a Class A misdemeanor, the revised maximum fine is
21 \$10,000 and the revised maximum period term of imprisonment is one year in the
22 county jail.

23 (b) If the crime committed under sub. (1) is ordinarily a Class A misdemeanor,
24 the penalty increase under this section changes the status of the crime to a felony and

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1 the revised maximum fine is \$10,000 and the revised maximum period term of
2 imprisonment is 2 years.

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

7 **SECTION 272.** 939.646 of the statutes is repealed.

8 **SECTION 273.** 939.647 of the statutes is repealed.

9 **SECTION 274.** 939.648 of the statutes is repealed.

10 **SECTION 275.** 939.72 (1) of the statutes is amended to read:

11 939.72 (1) Section 939.30, ~~948.35 or 948.36~~ for solicitation and s. 939.05 as a
12 party to a crime which is the objective of the solicitation; or

13 **SECTION 276.** 939.75 (1) of the statutes is amended to read:

14 939.75 (1) In this section and ss. 939.24 (1), 939.25 (1), 940.01 (1) (b), 940.02
15 (1m), 940.05 (2g) and (2h), 940.06 (2), 940.08 (2), 940.09 (1) (c) to (e), ~~(1b)~~ and (1g) (c)
16 and (d), 940.10 (2), 940.195, 940.23 (1) (b) and (2) (b), 940.24 (2) and 940.25 (1) (c) to
17 (e) ~~and (1b)~~, “unborn child” means any individual of the human species from
18 fertilization until birth that is gestating inside a woman.

19 **SECTION 277.** 940.02 (2) (intro.) of the statutes is amended to read:

20 940.02 (2) (intro.) Whoever causes the death of another human being under any
21 of the following circumstances is guilty of a Class **B C** felony:

22 **SECTION 278.** 940.03 of the statutes is amended to read:

23 **940.03 Felony murder.** Whoever causes the death of another human being
24 while committing or attempting to commit a crime specified in s. 940.225 (1) or (2)
25 (a), 943.02, 943.10 (2), 943.23 (1g) or 943.32 (2) may be imprisoned for not more than

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1 20 15 years in excess of the maximum period term of imprisonment provided by law
2 for that crime or attempt.

3 **SECTION 279.** 940.04 (1) of the statutes is amended to read:

4 940.04 (1) Any person, other than the mother, who intentionally destroys the
5 life of an unborn child ~~may be fined not more than \$5,000 or imprisoned not more~~
6 ~~than 3 years or both~~ is guilty of a Class H felony.

7 **SECTION 280.** 940.04 (2) (intro.) of the statutes is amended to read:

8 940.04 (2) (intro.) Any person, other than the mother, who does either of the
9 following ~~may be imprisoned not more than 15 years~~ is guilty of a Class E felony:

10 **SECTION 281.** 940.04 (4) of the statutes is amended to read:

11 940.04 (4) Any pregnant woman who intentionally destroys the life of her
12 unborn quick child or who consents to such destruction by another ~~may be~~
13 ~~imprisoned not more than 2 years~~ is guilty of a Class I felony.

14 **SECTION 282.** 940.06 (1) of the statutes is amended to read:

15 940.06 (1) Whoever recklessly causes the death of another human being is
16 guilty of a Class C D felony.

17 **SECTION 283.** 940.06 (2) of the statutes is amended to read:

18 940.06 (2) Whoever recklessly causes the death of an unborn child is guilty of
19 a Class C D felony.

20 **SECTION 284.** 940.07 of the statutes is amended to read:

21 **940.07 Homicide resulting from negligent control of vicious animal.**

22 Whoever knowing the vicious propensities of any animal intentionally allows it to go
23 at large or keeps it without ordinary care, if such animal, while so at large or not
24 confined, kills any human being who has taken all the precautions which the
25 circumstances may permit to avoid such animal, is guilty of a Class C G felony.

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1 **SECTION 285.** 940.08 (1) of the statutes is amended to read:

2 940.08 (1) Whoever causes the death of another human being by the negligent
3 operation or handling of a dangerous weapon, explosives or fire is guilty of a Class
4 D G felony.

5 **SECTION 286.** 940.08 (2) of the statutes is amended to read:

6 940.08 (2) Whoever causes the death of an unborn child by the negligent
7 operation or handling of a dangerous weapon, explosives or fire is guilty of a Class D
8 G felony.

9 **SECTION 287.** 940.09 (1) (intro.) of the statutes is amended to read:

10 940.09 (1) (intro.) Any person who does any of the following is guilty of a Class
11 B felony may be penalized as provided in sub. (1c):

12 **SECTION 288.** 940.09 (1b) of the statutes is repealed.

13 **SECTION 289.** 940.09 (1c) of the statutes is created to read:

14 940.09 (1c) (a) Except as provided in par. (b), a person who violates sub. (1) is
15 guilty of a Class D felony.

16 (b) A person who violates sub. (1) is guilty of a Class C felony if the person has
17 one or more prior convictions, suspensions or revocations, as counted under s.
18 343.307 (2).

19 **SECTION 290.** 940.10 (1) of the statutes is amended to read:

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

22 **SECTION 291.** 940.10 (2) of the statutes is 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.

25 **SECTION 292.** 940.11 (1) of the statutes is amended to read:

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

4 **SECTION 293.** 940.11 (2) of the statutes is amended to read:

5 940.11 (2) Whoever hides or buries a corpse, with intent to conceal a crime or
6 avoid apprehension, prosecution or conviction for a crime, is guilty of a Class D G
7 felony.

8 **SECTION 294.** 940.12 of the statutes is amended to read:

9 **940.12 Assisting suicide.** Whoever with intent that another take his or her
10 own life assists such person to commit suicide is guilty of a Class D H felony.

11 **SECTION 295.** 940.15 (2) of the statutes is amended to read:

12 940.15 (2) Whoever intentionally performs an abortion after the fetus or
13 unborn child reaches viability, as determined by reasonable medical judgment of the
14 woman's attending physician, is guilty of a Class E I felony.

15 **SECTION 296.** 940.15 (5) of the statutes is amended to read:

16 940.15 (5) Whoever intentionally performs an abortion and who is not a
17 physician is guilty of a Class E I felony.

18 **SECTION 297.** 940.15 (6) of the statutes is amended to read:

19 940.15 (6) Any physician who intentionally performs an abortion under sub.
20 (3) shall use that method of abortion which, of those he or she knows to be available,
21 is in his or her medical judgment most likely to preserve the life and health of the
22 fetus or unborn child. Nothing in this subsection requires a physician performing
23 an abortion to employ a method of abortion which, in his or her medical judgment
24 based on the particular facts of the case before him or her, would increase the risk
25 to the woman. Any physician violating this subsection is guilty of a Class E I felony.

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1 **SECTION 298.** 940.19 (2) of the statutes is amended to read:

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

5 **SECTION 299.** 940.19 (3) of the statutes is repealed.

6 **SECTION 300.** 940.19 (4) of the statutes is amended to read:

7 940.19 (4) Whoever causes great bodily harm to another by an act done with
8 intent to cause bodily harm to that person or another is guilty of a Class ~~D~~ H felony.

9 **SECTION 301.** 940.19 (5) of the statutes is amended to read:

10 940.19 (5) Whoever causes great bodily harm to another by an act done with
11 intent to cause ~~either substantial bodily harm or great bodily harm~~ to that person
12 or another is guilty of a Class ~~C~~ E felony.

13 **SECTION 302.** 940.19 (6) (intro.) of the statutes is amended to read:

14 940.19 (6) (intro.) Whoever intentionally causes bodily harm to another by
15 conduct that creates a substantial risk of great bodily harm is guilty of a Class ~~D~~ H
16 felony. A rebuttable presumption of conduct creating a substantial risk of great
17 bodily harm arises:

18 **SECTION 303.** 940.195 (2) of the statutes is amended to read:

19 940.195 (2) Whoever causes substantial bodily harm to an unborn child by an
20 act done with intent to cause bodily harm to that unborn child, to the woman who is
21 pregnant with that unborn child or another is guilty of a Class ~~E~~ I felony.

22 **SECTION 304.** 940.195 (3) of the statutes is repealed.

23 **SECTION 305.** 940.195 (4) of the statutes is amended to read:

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1 940.195 (4) Whoever causes great bodily harm to an unborn child by an act
2 done with intent to cause bodily harm to that unborn child, to the woman who is
3 pregnant with that unborn child or another is guilty of a Class ~~D~~ H felony.

4 **SECTION 306.** 940.195 (5) of the statutes is amended to read:

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

9 **SECTION 307.** 940.195 (6) of the statutes is repealed.

10 **SECTION 308.** 940.20 (1) of the statutes is amended to read:

11 940.20 (1) **BATTERY BY PRISONERS.** Any prisoner confined to a state prison or
12 other state, county or municipal detention facility who intentionally causes bodily
13 harm to an officer, employe, visitor or another inmate of such prison or institution,
14 without his or her consent, is guilty of a Class ~~D~~ H felony.

15 **SECTION 309.** 940.20 (1m) of the statutes is amended to read:

16 940.20 (1m) **BATTERY BY PERSONS SUBJECT TO CERTAIN INJUNCTIONS.** (a) Any
17 person who is subject to an injunction under s. 813.12 or a tribal injunction filed
18 under s. 806.247 (3) and who intentionally causes bodily harm to the petitioner who
19 sought the injunction by an act done without the consent of the petitioner is guilty
20 of a Class ~~E~~ I felony.

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

24 **SECTION 310.** 940.20 (2) of the statutes is amended to read:

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1 940.20 (2) BATTERY TO LAW ENFORCEMENT OFFICERS AND FIRE FIGHTERS. Whoever
2 intentionally causes bodily harm to a law enforcement officer or fire fighter, as those
3 terms are defined in s. 102.475 (8) (b) and (c), acting in an official capacity and the
4 person knows or has reason to know that the victim is a law enforcement officer or
5 fire fighter, by an act done without the consent of the person so injured, is guilty of
6 a Class D H felony.

7 **SECTION 311.** 940.20 (2m) (b) of the statutes is amended to read:

8 940.20 (2m) (b) Whoever intentionally causes bodily harm to a probation,
9 extended supervision and parole agent or an aftercare agent, acting in an official
10 capacity and the person knows or has reason to know that the victim is a probation,
11 extended supervision and parole agent or an aftercare agent, by an act done without
12 the consent of the person so injured, is guilty of a Class D H felony.

13 **SECTION 312.** 940.20 (3) of the statutes is amended to read:

14 940.20 (3) BATTERY TO JURORS. Whoever intentionally causes bodily harm to a
15 person who he or she knows or has reason to know is or was a grand or petit juror,
16 and by reason of any verdict or indictment assented to by the person, without the
17 consent of the person injured, is guilty of a Class D H felony.

18 **SECTION 313.** 940.20 (4) of the statutes is amended to read:

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

23 **SECTION 314.** 940.20 (5) (b) of the statutes is amended to read:

24 940.20 (5) (b) Whoever intentionally causes bodily harm to a technical college
25 district or school district officer or employe acting in that capacity, and the person

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1 knows or has reason to know that the victim is a technical college district or school
2 district officer or employe, without the consent of the person so injured, is guilty of
3 a Class E I felony.

4 **SECTION 315.** 940.20 (6) (b) (intro.) of the 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 **SECTION 316.** 940.20 (7) (b) of the statutes is amended to read:

8 940.20 (7) (b) Whoever intentionally causes bodily harm to an emergency
9 department worker, an emergency medical technician, a first responder or an
10 ambulance driver who is acting in an official capacity and who the person knows or
11 has reason to know is an emergency department worker, an emergency medical
12 technician, a first responder or an ambulance driver, by an act done without the
13 consent of the person so injured, is guilty of a Class D H felony.

14 **SECTION 317.** 940.201 (2) (intro.) of the statutes is amended to read:

15 940.201 (2) (intro.) Whoever does any of the following is guilty of a Class D H
16 felony:

17 **SECTION 318.** 940.203 (2) (intro.) of the statutes is amended to read:

18 940.203 (2) (intro.) Whoever intentionally causes bodily harm or threatens to
19 cause bodily harm to the person or family member of any judge under all of the
20 following circumstances is guilty of a Class D H felony:

21 **SECTION 319.** 940.205 (2) (intro.) of the statutes is amended to read:

22 940.205 (2) (intro.) Whoever intentionally causes bodily harm or threatens to
23 cause bodily harm to the person or family member of any department of revenue
24 official, employe or agent under all of the following circumstances is guilty of a Class
25 D H felony:

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1 **SECTION 320.** 940.207 (2) (intro.) of the statutes is amended to read:

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

6 **SECTION 321.** 940.21 of the statutes is amended to read:

7 **940.21 Mayhem.** Whoever, with intent to disable or disfigure another, cuts or
8 mutilates the tongue, eye, ear, nose, lip, limb or other bodily member of another, is
9 guilty of a Class **B C** felony.

10 **SECTION 322.** 940.22 (2) of the statutes is amended to read:

11 940.22 (2) **SEXUAL CONTACT PROHIBITED.** Any person who is or who holds himself
12 or herself out to be a therapist and who intentionally has sexual contact with a
13 patient or client during any ongoing therapist–patient or therapist–client
14 relationship, regardless of whether it occurs during any treatment, consultation,
15 interview or examination, is guilty of a Class **C F** felony. Consent is not an issue in
16 an action under this subsection.

17 **SECTION 323.** 940.225 (2) (intro.) of the statutes is amended to read:

18 940.225 (2) **SECOND DEGREE SEXUAL ASSAULT.** (intro.) Whoever does any of the
19 following is guilty of a Class **BC C** felony:

20 **SECTION 324.** 940.225 (3) of the statutes is amended to read:

21 940.225 (3) **THIRD DEGREE SEXUAL ASSAULT.** Whoever has sexual intercourse
22 with a person without the consent of that person is guilty of a Class **D C** felony.
23 Whoever has sexual contact in the manner described in sub. (5) (b) 2. with a person
24 without the consent of that person is guilty of a Class **D G** felony.

25 **SECTION 325.** 940.23 (1) (a) of the statutes is amended to read:

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

4 **SECTION 326.** 940.23 (1) (b) of the statutes is amended to read:

5 940.23 (1) (b) Whoever recklessly causes great bodily harm to an unborn child
6 under circumstances that show utter disregard for the life of that unborn child, the
7 woman who is pregnant with that unborn child or another is guilty of a Class C D
8 felony.

9 **SECTION 327.** 940.23 (2) (a) of the statutes is amended to read:

10 940.23 (2) (a) Whoever recklessly causes great bodily harm to another human
11 being is guilty of a Class D F felony.

12 **SECTION 328.** 940.23 (2) (b) of the statutes is amended to read:

13 940.23 (2) (b) Whoever recklessly causes great bodily harm to an unborn child
14 is guilty of a Class D F felony.

15 **SECTION 329.** 940.24 (1) of the statutes is amended to read:

16 940.24 (1) Whoever causes bodily harm to another by the negligent operation
17 or handling of a dangerous weapon, explosives or fire is guilty of a Class E I felony.

18 **SECTION 330.** 940.24 (2) of the statutes is amended to read:

19 940.24 (2) Whoever causes bodily harm to an unborn child by the negligent
20 operation or handling of a dangerous weapon, explosives or fire is guilty of a Class E
21 I felony.

22 **SECTION 331.** 940.25 (1) (intro.) of the statutes is amended to read:

23 940.25 (1) (intro.) Any person who does any of the following is guilty of a Class
24 D F felony:

25 **SECTION 332.** 940.25 (1b) of the statutes is repealed.

BILL

1 **SECTION 333.** 940.285 (2) (b) 1g. of the statutes is amended to read:

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

5 **SECTION 334.** 940.285 (2) (b) 1m. of the statutes is amended to read:

6 940.285 (2) (b) 1m. Any person violating par. (a) under circumstances that
7 cause great bodily harm is guilty of a Class ~~C F~~ felony.

8 **SECTION 335.** 940.285 (2) (b) 1r. of the statutes is amended to read:

9 940.285 (2) (b) 1r. Any person violating par. (a) 1. under circumstances that are
10 likely to cause great bodily harm is guilty of a Class ~~D G~~ felony. Any person violating
11 par. (a) 2. or 3. under circumstances that are likely to cause great bodily harm is
12 guilty of a Class I felony.

13 **SECTION 336.** 940.285 (2) (b) 2. of the statutes is amended to read:

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

18 **SECTION 337.** 940.285 (2) (b) 3. of the statutes is repealed.

19 **SECTION 338.** 940.29 of the statutes is amended to read:

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

25 **SECTION 339.** 940.295 (3) (b) 1g. of the statutes is amended to read:

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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 **SECTION 340.** 940.295 (3) (b) 1m. of the statutes is amended to read:

6 940.295 (3) (b) 1m. Any person violating par. (a) under circumstances that
7 cause great bodily harm to a vulnerable person is guilty of a Class ~~C~~ E felony.

8 **SECTION 341.** 940.295 (3) (b) 1r. of the statutes is amended to read:

9 940.295 (3) (b) 1r. Except as provided in subd. 1m., any person violating par.
10 (a) 1. under circumstances that cause ~~or are likely to cause~~ great bodily harm is guilty
11 of a Class ~~D~~ F felony. Any person violating par. (a) 1. under circumstances that are
12 likely to cause great bodily harm is guilty of a Class G felony.

13 **SECTION 342.** 940.295 (3) (b) 2. of the statutes is amended to read:

14 940.295 (3) (b) 2. Any person violating par. (a) 1. under circumstances that
15 cause ~~or are likely to cause~~ bodily harm is guilty of a Class ~~F~~ H felony. Any person
16 violating par. (a) 1. under circumstances that are likely to cause bodily harm is guilty
17 of a Class I felony.

18 **SECTION 343.** 940.295 (3) (b) 3. of the statutes is amended to read:

19 940.295 (3) (b) 3. Except as provided in subd. 1m., any person violating par. (a)
20 2. or 3. under circumstances that cause ~~or are likely to cause~~ great bodily harm is
21 guilty of a Class ~~F~~ H felony. Any person violating par. (a) 2. or 3. under circumstances
22 that are likely to cause great bodily harm is guilty of a Class I felony.

23 **SECTION 344.** 940.30 of the statutes is amended to read:

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1 **940.30 False imprisonment.** Whoever intentionally confines or restrains
2 another without the person's consent and with knowledge that he or she has no
3 lawful authority to do so is guilty of a Class ~~E~~ H felony.

4 **SECTION 345.** 940.305 (1) of the statutes is amended to read:

5 940.305 (1) Except as provided in sub. (2), whoever by force or threat of
6 imminent force seizes, confines or restrains a person without the person's consent
7 and with the intent to use the person as a hostage in order to influence a person to
8 perform or not to perform some action demanded by the actor is guilty of a Class ~~A~~
9 B felony.

10 **SECTION 346.** 940.305 (2) of the statutes is amended to read:

11 940.305 (2) Whoever commits a violation specified under sub. (1) is guilty of
12 a Class ~~B~~ C felony if, before the time of the actor's arrest, each person who is held as
13 a hostage is released without bodily harm.

14 **SECTION 347.** 940.31 (1) (intro.) of the statutes is amended to read:

15 940.31 (1) (intro.) Whoever does any of the following is guilty of a Class ~~B~~ C
16 felony:

17 **SECTION 348.** 940.31 (2) (a) of the statutes is amended to read:

18 940.31 (2) (a) Except as provided in par. (b), whoever violates sub. (1) with
19 intent to cause another to transfer property in order to obtain the release of the victim
20 is guilty of a Class ~~A~~ B felony.

21 **SECTION 349.** 940.31 (2) (b) of the statutes is amended to read:

22 940.31 (2) (b) Whoever violates sub. (1) with intent to cause another to transfer
23 property in order to obtain the release of the victim is guilty of a Class ~~B~~ C felony if
24 the victim is released without permanent physical injury prior to the time the first
25 witness is sworn at the trial.

BILL**SECTION 350**

1 **SECTION 350.** 940.32 (2) (intro.) of the statutes is amended to read:

2 940.32 (2) (intro.) Whoever meets all of the following criteria is guilty of a Class

3 ~~A misdemeanor~~ I felony:

4 **SECTION 351.** 940.32 (2m) of the statutes is amended to read:

5 940.32 (2m) Whoever violates sub. (2) is guilty of a Class ~~D~~ G felony if he or she

6 intentionally gains access to a record in electronic format that contains personally

7 identifiable information regarding the victim in order to facilitate the violation

8 under sub. (2).

9 **SECTION 352.** 940.32 (3) (intro.) of the statutes is amended to read:

10 940.32 (3) (intro.) Whoever violates sub. (2) under any of the following

11 circumstances is guilty of a Class ~~E~~ H felony:

12 **SECTION 353.** 940.32 (3m) (intro.) of the statutes is amended to read:

13 940.32 (3m) (intro.) Whoever violates sub. (3) under all of the following

14 circumstances is guilty of a Class ~~D~~ G felony:

15 **SECTION 354.** 940.43 (intro.) of the statutes is amended to read:

16 **940.43 Intimidation of witnesses; felony.** (intro.) Whoever violates s.

17 940.42 under any of the following circumstances is guilty of a Class ~~D~~ G felony:

18 **SECTION 355.** 940.45 (intro.) of the statutes is amended to read:

19 **940.45 Intimidation of victims; felony.** (intro.) Whoever violates s. 940.44

20 under any of the following circumstances is guilty of a Class ~~D~~ G felony:

21 **SECTION 356.** 941.11 (intro.) of the statutes is amended to read:

22 **941.11 Unsafe burning of buildings.** (intro.) Whoever does either of the

23 following is guilty of a Class ~~D~~ H felony:

24 **SECTION 357.** 941.12 (1) of the statutes is amended to read:

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

4 **SECTION 358.** 941.20 (2) (intro.) of the statutes is amended to read:

5 941.20 (2) (intro.) Whoever does any of the following is guilty of a Class ~~E~~ G
6 felony:

7 **SECTION 359.** 941.20 (3) (a) (intro.) of the statutes is amended to read:

8 941.20 (3) (a) (intro.) Whoever intentionally discharges a firearm from a
9 vehicle while on a highway, as defined in s. 340.01 (22), or on a vehicle parking lot
10 that is open to the public under any of the following circumstances is guilty of a Class
11 ~~E~~ F felony:

12 **SECTION 360.** 941.21 of the statutes is amended to read:

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

20 **SECTION 361.** 941.235 (1) of the statutes is amended to read:

21 941.235 (1) Any person who goes armed with a firearm in any building owned
22 or leased by the state or any political subdivision of the state is guilty of a Class ~~B~~
23 A misdemeanor.

24 **SECTION 362.** 941.26 (2) (a) of the statutes is amended to read:

25 941.26 (2) (a) Any person violating sub. (1) (a) is guilty of a Class ~~E~~ H felony.

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1 **SECTION 363.** 941.26 (2) (b) of the statutes is amended to read:

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

3 **SECTION 364.** 941.26 (2) (e) of the statutes is amended to read:

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

7 **SECTION 365.** 941.26 (2) (f) of the statutes is 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 **SECTION 366.** 941.26 (2) (g) of the statutes is amended to read:

13 941.26 (2) (g) Any person who violates sub. (1) (b) regarding the use of the bomb,
14 grenade, projectile, shell or container under sub. (1) (b) during his or her commission
15 of another crime to cause bodily harm or bodily discomfort to another or who
16 threatens to use the bomb, grenade, projectile, shell or container during his or her
17 commission of another crime to incapacitate another person is guilty of a Class E H
18 felony.

19 **SECTION 367.** 941.26 (4) (d) of the statutes is amended to read:

20 941.26 (4) (d) Whoever intentionally uses a device or container described under
21 par. (a) to cause bodily harm or bodily discomfort to a person who the actor knows,
22 or has reason to know, is a peace officer who is acting in an official capacity is guilty
23 of a Class D H felony.

24 **SECTION 368.** 941.26 (4) (e) of the statutes is amended to read:

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1 941.26 (4) (e) Whoever uses a device or container described under par. (a)
2 during his or her commission of another crime to cause bodily harm or bodily
3 discomfort to another or who threatens to use the device or container during his or
4 her commission of another crime to incapacitate another person is guilty of a Class
5 E H felony.

6 **SECTION 369.** 941.28 (3) of the statutes is amended to read:

7 941.28 (3) Any person violating this section is guilty of a Class E H felony.

8 **SECTION 370.** 941.29 (2) (intro.) of the statutes is amended to read:

9 941.29 (2) (intro.) A person specified in sub. (1) is guilty of a Class E G felony
10 if he or she possesses a firearm under any of the following circumstances:

11 **SECTION 371.** 941.29 (2m) of the statutes is repealed.

12 **SECTION 372.** 941.295 (1) of the statutes is amended to read:

13 941.295 (1) Whoever sells, transports, manufactures, possesses or goes armed
14 with any electric weapon is guilty of a Class E H felony.

15 **SECTION 373.** 941.296 (2) (intro.) of the statutes is amended to read:

16 941.296 (2) (intro.) Whoever uses or possesses a handgun during the
17 commission of a crime under chs. 939 to 948 or 961 is guilty of a Class E H felony
18 under any of the following circumstances.

19 **SECTION 374.** 941.296 (3) of the statutes is repealed.

20 **SECTION 375.** 941.298 (2) of the statutes is amended to read:

21 941.298 (2) Whoever sells, delivers or possesses a firearm silencer is guilty of
22 a Class E H felony.

23 **SECTION 376.** 941.30 (1) of the statutes is amended to read:

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

4 **SECTION 377.** 941.30 (2) of the statutes is amended to read:

5 941.30 (2) **SECOND-DEGREE RECKLESSLY ENDANGERING SAFETY.** Whoever
6 recklessly endangers another's safety is guilty of a Class **E G** felony.

7 **SECTION 378.** 941.31 (1) of the statutes is amended to read:

8 941.31 (1) Whoever makes, buys, transports, possesses, or transfers any
9 explosive compound or offers to do the same, either with intent to use such explosive
10 to commit a crime or knowing that another intends to use it to commit a crime, is
11 guilty of a Class **G F** felony.

12 **SECTION 379.** 941.31 (2) (b) of the statutes is amended to read:

13 941.31 (2) (b) Whoever makes, buys, sells, transports, possesses, uses or
14 transfers any improvised explosive device, or possesses materials or components
15 with intent to assemble any improvised explosive device, is guilty of a Class **E H**
16 felony.

17 **SECTION 380.** 941.315 (3) (intro.) of the statutes is amended to read:

18 941.315 (3) (intro.) Whoever does any of the following is guilty of a Class **D H**
19 felony:

20 **SECTION 381.** 941.32 of the statutes is amended to read:

21 **941.32 Administering dangerous or stupefying drug.** Whoever
22 administers to another or causes another to take any poisonous, stupefying,
23 overpowering, narcotic, or anesthetic substance with intent thereby to facilitate the
24 commission of a crime is guilty of a Class **G F** felony.

25 **SECTION 382.** 941.325 of the statutes is amended to read:

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1 **941.325 Placing foreign objects in edibles.** Whoever places objects, drugs
2 or other substances in candy or other liquid or solid edibles with the intent to cause
3 bodily harm to another person is guilty of a Class ~~E~~ I felony.

4 **SECTION 383.** 941.327 (2) (b) 1. of the statutes is amended to read:

5 941.327 (2) (b) 1. Except as provided in subs. 2. to 4., a person violating par.
6 (a) is guilty of a Class ~~E~~ I felony.

7 **SECTION 384.** 941.327 (2) (b) 2. of the statutes is amended to read:

8 941.327 (2) (b) 2. If the act under par. (a) creates a high probability of great
9 bodily harm to another, a person violating par. (a) is guilty of a Class ~~D~~ H felony.

10 **SECTION 385.** 941.327 (2) (b) 3. of the statutes is amended to read:

11 941.327 (2) (b) 3. If the act under par. (a) causes great bodily harm to another,
12 a person violating par. (a) is guilty of a Class ~~C~~ F felony.

13 **SECTION 386.** 941.327 (2) (b) 4. of the statutes is amended to read:

14 941.327 (2) (b) 4. If the act under par. (a) causes death to another, a person is
15 guilty of a Class ~~A~~ C felony.

16 **SECTION 387.** 941.327 (3) of the statutes is amended to read:

17 941.327 (3) Whoever intentionally imparts or conveys false information,
18 knowing the information to be false, concerning an act or attempted act which, if
19 true, would constitute a violation of sub. (2) is guilty of a Class ~~E~~ I felony.

20 **SECTION 388.** 941.37 (3) of the statutes is amended to read:

21 941.37 (3) Any person who intentionally interferes with any emergency
22 medical personnel in the performance of duties relating to an emergency or rescue
23 and who has reasonable grounds to believe that the interference may endanger
24 another's safety is guilty of a Class ~~E~~ I felony.

25 **SECTION 389.** 941.37 (4) of the statutes is amended to read:

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1 941.37 (4) Any person who violates sub. (3) and thereby contributes to the
2 death of another is guilty of a Class ~~C~~ E felony.

3 **SECTION 390.** 941.38 (1) (b) 4. of the statutes is amended to read:

4 941.38 (1) (b) 4. Battery, ~~substantial battery or aggravated battery~~, as
5 prohibited in s. 940.19 or 940.195.

6 **SECTION 391.** 941.38 (2) of the statutes is amended to read:

7 941.38 (2) Whoever intentionally solicits a child to participate in criminal gang
8 activity is guilty of a Class ~~E~~ I felony.

9 **SECTION 392.** 943.01 (2) (intro.) of the statutes is amended to read:

10 943.01 (2) (intro.) Any person violating sub. (1) under any of the following
11 circumstances is guilty of a Class ~~D~~ I felony:

12 **SECTION 393.** 943.01 (2) (d) of the statutes is amended to read:

13 943.01 (2) (d) If the total property damaged in violation of sub. (1) is reduced
14 in value by more than ~~\$1,000~~ \$2,000. For the purposes of this paragraph, property
15 is reduced in value by the amount which it would cost either to repair or replace it,
16 whichever is less.

17 **SECTION 394.** 943.01 (2g) of the statutes is repealed.

18 **SECTION 395.** 943.011 (2) (intro.) of the statutes is amended to read:

19 943.011 (2) (intro.) Whoever does any of the following is guilty of a Class ~~D~~ I
20 felony:

21 **SECTION 396.** 943.012 (intro.) of the statutes is amended to read:

22 **943.012 Criminal damage to or graffiti on religious and other property.**

23 (intro.) Whoever intentionally causes damage to, intentionally marks, draws or
24 writes with ink or another substance on or intentionally etches into any physical
25 property of another, without the person's consent and with knowledge of the

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1 character of the property, is guilty of a Class ~~E~~ I felony if the property consists of one
2 or more of the following:

3 **SECTION 397.** 943.013 (2) (intro.) of the statutes is amended to read:

4 943.013 (2) (intro.) Whoever intentionally causes or threatens to cause damage
5 to any physical property that belongs to a judge or his or her family member under
6 all of the following circumstances is guilty of a Class ~~D~~ I felony:

7 **SECTION 398.** 943.014 (2) of the statutes is amended to read:

8 943.014 (2) Whoever intentionally demolishes a historic building without a
9 permit issued by a city, village, town or county or without an order issued under s.
10 66.05 ~~shall be fined an amount equal to 2 times the fair market value of the historic~~
11 ~~building and the land upon which the building is located immediately prior to~~
12 ~~demolition and may be imprisoned for not more than 9 months~~ is guilty of a Class A
13 misdemeanor.

14 **SECTION 399.** 943.015 (2) (intro.) of the statutes is amended to read:

15 943.015 (2) (intro.) Whoever intentionally causes or threatens to cause damage
16 to any physical property which belongs to a department of revenue official, employe
17 or agent or his or her family member under all of the following circumstances is guilty
18 of a Class ~~D~~ I felony:

19 **SECTION 400.** 943.017 (2) (intro.) of the statutes is amended to read:

20 943.017 (2) (intro.) Any person violating sub. (1) under any of the following
21 circumstances is guilty of a Class ~~D~~ I felony:

22 **SECTION 401.** 943.017 (2) (d) of the statutes is amended to read:

23 943.017 (2) (d) If the total property affected in violation of sub. (1) is reduced
24 in value by more than ~~\$1,000~~ \$2,000. For the purposes of this paragraph, property

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1 is reduced in value by the amount which it would cost to repair or replace it or to
2 remove the marking, drawing, writing or etching, whichever is less.

3 **SECTION 402.** 943.017 (2m) (b) (intro.) of the statutes is amended to read:

4 943.017 (2m) (b) (intro.) Whoever does any of the following is guilty of a Class ~~D~~
5 I felony:

6 **SECTION 403.** 943.02 (1) (intro.) of the statutes is amended to read:

7 943.02 (1) (intro.) Whoever does any of the following is guilty of a Class ~~B C~~
8 I felony:

9 **SECTION 404.** 943.03 of the statutes is amended to read:

10 **943.03 Arson of property other than building.** Whoever, by means of fire,
11 intentionally damages any property (other than a building) of another without the
12 person's consent, if the property is of the value of \$100 or more, is guilty of a Class
13 E I felony.

14 **SECTION 405.** 943.04 of the statutes is amended to read:

15 **943.04 Arson with intent to defraud.** Whoever, by means of fire, damages
16 any property (other than a building) with intent to defraud an insurer of that
17 property is guilty of a Class ~~D H~~ I felony. Proof that the actor recovered or attempted
18 to recover on a policy of insurance by reason of the fire is relevant but not essential
19 to establish the actor's intent to defraud the insurer.

20 **SECTION 406.** 943.06 (2) of the statutes is amended to read:

21 943.06 (2) Whoever possesses, manufactures, sells, offers for sale, gives or
22 transfers a fire bomb is guilty of a Class ~~E H~~ I felony.

23 **SECTION 407.** 943.07 (1) of the statutes is amended to read:

24 943.07 (1) Whoever intentionally causes damage or who causes another person
25 to damage, tamper, change or destroy any railroad track, switch, bridge, trestle,

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1 tunnel or signal or any railroad property used in providing rail services, which could
2 cause an injury, accident or derailment is guilty of a Class ~~A misdemeanor~~ I felony.

3 **SECTION 408.** 943.07 (2) of the statutes is amended to read:

4 943.07 (2) Whoever intentionally shoots a firearm at any portion of a railroad
5 train, car, caboose or engine is guilty of a Class ~~A misdemeanor~~ I felony.

6 **SECTION 409.** 943.10 (1) (intro.) of the statutes is amended to read:

7 943.10 (1) (intro.) Whoever intentionally enters any of the following places
8 without the consent of the person in lawful possession and with intent to steal or
9 commit a felony in such place is guilty of a Class ~~C F~~ F felony:

10 **SECTION 410.** 943.10 (2) (intro.) of the statutes is amended to read:

11 943.10 (2) (intro.) Whoever violates sub. (1) under any of the following
12 circumstances is guilty of a Class ~~B E~~ E felony:

13 **SECTION 411.** 943.12 of the statutes is amended to read:

14 **943.12 Possession of burglarious tools.** Whoever has in personal
15 possession any device or instrumentality intended, designed or adapted for use in
16 breaking into any depository designed for the safekeeping of any valuables or into
17 any building or room, with intent to use such device or instrumentality to break into
18 a depository, building or room, and to steal therefrom, is guilty of a Class ~~E I~~ I felony.

19 **SECTION 412.** 943.20 (3) (a) of the statutes is amended to read:

20 943.20 (3) (a) If the value of the property does not exceed ~~\$1,000~~ \$2,000, is
21 guilty of a Class A misdemeanor.

22 **SECTION 413.** 943.20 (3) (b) of the statutes is amended to read:

23 943.20 (3) (b) If the value of the property exceeds ~~\$1,000~~ \$2,000 but does not
24 \$2,500 exceed \$5,000, is guilty of a Class ~~E I~~ I felony.

25 **SECTION 414.** 943.20 (3) (bm) of the statutes is created to read:

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1 943.20 (3) (bm) If the value of the property exceeds \$5,000 but does not exceed
2 \$10,000, is guilty of a Class H felony.

3 **SECTION 415.** 943.20 (3) (c) of the statutes is amended to read:

4 943.20 (3) (c) If the value of the property exceeds ~~\$2,500~~ \$10,000, is guilty of
5 a Class ~~C~~ G felony.

6 **SECTION 416.** 943.20 (3) (d) (intro.) of the statutes is amended to read:

7 943.20 (3) (d) (intro.) ~~If the value of the property does not exceed \$2,500 and~~
8 any of the following circumstances ~~exist~~ exists, is guilty of a Class ~~D~~ H felony:

9 **SECTION 417.** 943.20 (3) (d) 1. of the statutes is amended to read:

10 943.20 (3) (d) 1. The property is a domestic animal; ~~or,~~

11 **SECTION 418.** 943.20 (3) (d) 2. of the statutes is renumbered 943.20 (3) (e) and
12 amended to read:

13 943.20 (3) (e) ~~The~~ If the property is taken from the person of another or from
14 a corpse; ~~or, is guilty of a Class G felony.~~

15 **SECTION 419.** 943.20 (3) (d) 3. of the statutes is amended to read:

16 943.20 (3) (d) 3. The property is taken from a building which has been destroyed
17 or left unoccupied because of physical disaster, riot, bombing or the proximity of
18 battle; ~~or,~~

19 **SECTION 420.** 943.20 (3) (d) 4. of the statutes is amended to read:

20 943.20 (3) (d) 4. The property is taken after physical disaster, riot, bombing or
21 the proximity of battle has necessitated its removal from a building; ~~or,~~

22 **SECTION 421.** 943.201 (2) of the statutes is amended to read:

23 943.201 (2) Whoever intentionally uses or attempts to use any personal
24 identifying information or personal identification document of an individual to
25 obtain credit, money, goods, services or anything else of value without the

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1 authorization or consent of the individual and by representing that he or she is the
2 individual or is acting with the authorization or consent of the individual is guilty
3 of a Class ~~D~~ H felony.

4 **SECTION 422.** 943.205 (3) of the statutes is amended to read:

5 943.205 (3) Anyone who violates this section is guilty of a Class ~~E~~ I felony.

6 **SECTION 423.** 943.21 (3) (a) of the statutes is amended to read:

7 943.21 (3) (a) Is guilty of a Class A misdemeanor when the value of any
8 beverage, food, lodging, accommodation, transportation or other service is ~~\$1,000~~
9 \$2,000 or less.

10 **SECTION 424.** 943.21 (3) (b) of the statutes is amended to read:

11 943.21 (3) (b) Is guilty of a Class ~~E~~ I felony when the value of any beverage,
12 food, lodging, accommodation, transportation or other service exceeds ~~\$1,000~~ \$2,000.

13 **SECTION 425.** 943.23 (1g) of the statutes is amended to read:

14 943.23 (1g) Whoever, while possessing a dangerous weapon and by the use of,
15 or the threat of the use of, force or the weapon against another, intentionally takes
16 any vehicle without the consent of the owner is guilty of a Class ~~B~~ C felony.

17 **SECTION 426.** 943.23 (1m) of the statutes is repealed.

18 **SECTION 427.** 943.23 (1r) of the statutes is repealed.

19 **SECTION 428.** 943.23 (2) of the statutes is amended to read:

20 943.23 (2) ~~Whoever~~ Except as provided in sub. (3m), whoever intentionally
21 takes and drives any vehicle without the consent of the owner is guilty of a Class ~~D~~
22 H felony.

23 **SECTION 429.** 943.23 (3) of the statutes is amended to read:

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1 943.23 (3) ~~Whoever~~ Except as provided in sub. (3m), whoever intentionally
2 drives or operates any vehicle without the consent of the owner is guilty of a Class
3 E I felony.

4 **SECTION 430.** 943.23 (3m) of the statutes is created to read:

5 943.23 (3m) It is an affirmative defense to a prosecution for a violation of sub.
6 (2) or (3) if the defendant abandoned the vehicle without damage within 24 hours
7 after the vehicle was taken from the possession of the owner. An affirmative defense
8 under this subsection mitigates the offense to a Class A misdemeanor. A defendant
9 who raises this affirmative defense has the burden of proving the defense by a
10 preponderance of the evidence.

11 **SECTION 431.** 943.23 (4m) of the statutes is amended to read:

12 943.23 (4m) Whoever knows that the owner does not consent to the driving or
13 operation of a vehicle and intentionally accompanies, as a passenger in the vehicle,
14 a person while he or she violates sub. (1g), ~~(1m), (1r)~~, (2) or, (3) or (3m) is guilty of a
15 Class A misdemeanor.

16 **SECTION 432.** 943.23 (5) of the statutes is amended to read:

17 943.23 (5) Whoever intentionally removes a major part of a vehicle without the
18 consent of the owner is guilty of a Class E I felony. Whoever intentionally removes
19 any other part or component of a vehicle without the consent of the owner is guilty
20 of a Class A misdemeanor.

21 **SECTION 433.** 943.24 (1) of the statutes is amended to read:

22 943.24 (1) Whoever issues any check or other order for the payment of not more
23 than ~~\$1,000~~ \$2,000 which, at the time of issuance, he or she intends shall not be paid
24 is guilty of a Class A misdemeanor.

25 **SECTION 434.** 943.24 (2) of the statutes is amended to read:

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1 943.24 (2) Whoever issues any single check or other order for the payment of
2 more than ~~\$1,000~~ \$2,000 or whoever within a 15-day period issues more than one
3 check or other order amounting in the aggregate to more than ~~\$1,000~~ \$2,000 which,
4 at the time of issuance, the person intends shall not be paid is guilty of a Class ~~E~~ I
5 felony.

6 **SECTION 435.** 943.25 (1) of the statutes is amended to read:

7 943.25 (1) Whoever, with intent to defraud, conveys real property which he or
8 she knows is encumbered, without informing the grantee of the existence of the
9 encumbrance is guilty of a Class ~~E~~ I felony.

10 **SECTION 436.** 943.25 (2) (intro.) of the statutes is amended to read:

11 943.25 (2) (intro.) Whoever, with intent to defraud, does any of the following
12 is guilty of a Class ~~E~~ I felony:

13 **SECTION 437.** 943.26 (2) of the statutes is amended to read:

14 943.26 (2) If the security is impaired by more than ~~\$1,000~~ \$2,000, the
15 mortgagor or vendee is guilty of a Class ~~E~~ I felony.

16 **SECTION 438.** 943.27 of the statutes is amended to read:

17 **943.27 Possession of records of certain usurious loans.** Any person who
18 knowingly possesses any writing representing or constituting a record of a charge of,
19 contract for, receipt of or demand for a rate of interest or consideration exceeding \$20
20 upon \$100 for one year computed upon the declining principal balance of the loan,
21 use or forbearance of money, goods or things in action or upon the loan, use or sale
22 of credit is, if the rate is prohibited by a law other than this section, guilty of a Class
23 ~~E~~ I felony.

24 **SECTION 439.** 943.28 (2) of the statutes is amended to read:

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1 943.28 (2) Whoever makes any extortionate extension of credit, or conspires to
2 do so, if one or more of the parties to the conspiracy does an act to effect its object,
3 is guilty of a Class C F felony.

4 **SECTION 440.** 943.28 (3) of the statutes is amended to read:

5 943.28 (3) Whoever advances money or property, whether as a gift, as a loan,
6 as an investment, pursuant to a partnership or profit-sharing agreement, or
7 otherwise, for the purpose of making extortionate extensions of credit, is guilty of a
8 Class C F felony.

9 **SECTION 441.** 943.28 (4) of the statutes is amended to read:

10 943.28 (4) Whoever knowingly participates in any way in the use of any
11 extortionate means to collect or attempt to collect any extension of credit, or to punish
12 any person for the nonrepayment thereof, is guilty of a Class C F felony.

13 **SECTION 442.** 943.30 (1) of the statutes is amended to read:

14 943.30 (1) Whoever, either verbally or by any written or printed
15 communication, maliciously threatens to accuse or accuses another of any crime or
16 offense, or threatens or commits any injury to the person, property, business,
17 profession, calling or trade, or the profits and income of any business, profession,
18 calling or trade of another, with intent thereby to extort money or any pecuniary
19 advantage whatever, or with intent to compel the person so threatened to do any act
20 against the person's will or omit to do any lawful act, is guilty of a Class D H felony.

21 **SECTION 443.** 943.30 (2) of the statutes is amended to read:

22 943.30 (2) Whoever violates sub. (1) by obstructing, delaying or affecting
23 commerce or business or the movement of any article or commodity in commerce or
24 business is guilty of a Class D H felony.

25 **SECTION 444.** 943.30 (3) of the statutes is amended to read:

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1 943.30 (3) Whoever violates sub. (1) by attempting to influence any petit or
2 grand juror, in the performance of his or her functions as such, is guilty of a Class D
3 H felony.

4 **SECTION 445.** 943.30 (4) of the statutes is amended to read:

5 943.30 (4) Whoever violates sub. (1) by attempting to influence the official
6 action of any public officer is guilty of a Class D H felony.

7 **SECTION 446.** 943.30 (5) (b) of the statutes is amended to read:

8 943.30 (5) (b) Whoever, orally or by any written or printed communication,
9 maliciously uses, or threatens to use, the patient health care records of another
10 person, with intent thereby to extort money or any pecuniary advantage, or with
11 intent to compel the person so threatened to do any act against the person's will or
12 omit to do any lawful act, is guilty of a Class D H felony.

13 **SECTION 447.** 943.31 of the statutes is amended to read:

14 **943.31 Threats to communicate derogatory information.** Whoever
15 threatens to communicate to anyone information, whether true or false, which would
16 injure the reputation of the threatened person or another unless the threatened
17 person transfers property to a person known not to be entitled to it is guilty of a Class
18 E I felony.

19 **SECTION 448.** 943.32 (1) (intro.) of the statutes is amended to read:

20 943.32 (1) (intro.) Whoever, with intent to steal, takes property from the person
21 or presence of the owner by either of the following means is guilty of a Class C E
22 felony:

23 **SECTION 449.** 943.32 (2) of the statutes is amended to read:

24 943.32 (2) Whoever violates sub. (1) by use or threat of use of a dangerous
25 weapon, a device or container described under s. 941.26 (4) (a) or any article used or

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1 fashioned in a manner to lead the victim reasonably to believe that it is a dangerous
2 weapon or such a device or container is guilty of a Class ~~B~~ C felony.

3 **SECTION 450.** 943.34 (1) (a) of the statutes is amended to read:

4 943.34 (1) (a) A Class A misdemeanor, if the value of the property does not
5 exceed ~~\$1,000~~ \$2,000.

6 **SECTION 451.** 943.34 (1) (b) of the statutes is amended to read:

7 943.34 (1) (b) A Class ~~E~~ I felony, if the value of the property exceeds ~~\$1,000~~
8 \$2,000 but ~~does not more than \$2,500~~ exceed \$5,000.

9 **SECTION 452.** 943.34 (1) (bm) of the statutes is created to read:

10 943.34 (1) (bm) A Class H felony, if the value of the property exceeds \$5,000 but
11 does not exceed \$10,000.

12 **SECTION 453.** 943.34 (1) (c) of the statutes is amended to read:

13 943.34 (1) (c) A Class ~~C~~ G felony, if the value of the property exceeds ~~\$2,500~~
14 \$10,000.

15 **SECTION 454.** 943.38 (1) (intro.) of the statutes is amended to read:

16 943.38 (1) (intro.) Whoever with intent to defraud falsely makes or alters a
17 writing or object of any of the following kinds so that it purports to have been made
18 by another, or at another time, or with different provisions, or by authority of one who
19 did not give such authority, is guilty of a Class ~~C~~ H felony:

20 **SECTION 455.** 943.38 (2) of the statutes is amended to read:

21 943.38 (2) Whoever utters as genuine or possesses with intent to utter as false
22 or as genuine any forged writing or object mentioned in sub. (1), knowing it to have
23 been thus falsely made or altered, is guilty of a Class ~~C~~ H felony.

24 **SECTION 456.** 943.39 (intro.) of the statutes is amended to read:

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1 **943.39 Fraudulent writings.** (intro.) Whoever, with intent to injure or
2 defraud, does any of the following is guilty of a Class ~~D~~ H felony:

3 **SECTION 457.** 943.395 (2) (a) of the statutes is amended to read:

4 943.395 (2) (a) Is guilty of a Class A misdemeanor if the value of the claim or
5 benefit does not exceed ~~\$1,000~~ \$2,000.

6 **SECTION 458.** 943.395 (2) (b) of the statutes is amended to read:

7 943.395 (2) (b) Is guilty of a Class ~~E~~ I felony if the value of the claim or benefit
8 exceeds ~~\$1,000~~ \$2,000.

9 **SECTION 459.** 943.40 (intro.) of the statutes is amended to read:

10 **943.40 Fraudulent destruction of certain writings.** (intro.) Whoever with
11 intent to defraud does either of the following is guilty of a Class ~~D~~ H felony:

12 **SECTION 460.** 943.41 (8) (b) of the statutes is amended to read:

13 943.41 (8) (b) Any person violating any provision of sub. (3) (e), (4) (a), (6) (c)
14 or (6m) is guilty of a Class ~~E~~ I felony.

15 **SECTION 461.** 943.41 (8) (c) of the statutes is amended to read:

16 943.41 (8) (c) Any person violating any provision of sub. (5) or (6) (a), (b) or (d),
17 if the value of the money, goods, services or property illegally obtained does not
18 exceed ~~\$1,000~~ \$2,000 is guilty of a Class A misdemeanor; if the value of the money,
19 goods, services or property exceeds ~~\$1,000~~ \$2,000 but does not exceed ~~\$2,500~~ \$5,000,
20 in a single transaction or in separate transactions within a period not exceeding 6
21 months, the person is guilty of a Class ~~E~~ I felony; if the value of the money, goods,
22 services or property exceeds \$5,000 but does not exceed \$10,000, in a single
23 transaction or in separate transactions within a period not exceeding 6 months, the
24 person is guilty of a Class H felony; or if the value of the money, goods, services or

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1 property exceeds ~~\$2,500~~ \$10,000, in a single transaction or in separate transactions
2 within a period not exceeding 6 months, the person is guilty of a Class ~~C~~ G felony.

3 **SECTION 462.** 943.45 (3) (c) of the statutes is amended to read:

4 943.45 (3) (c) Except as provided in par. (d), any person who violates sub. (1)
5 for direct or indirect commercial advantage or private financial gain is guilty of a
6 Class ~~E~~ A ~~felony~~ misdemeanor.

7 **SECTION 463.** 943.45 (3) (d) of the statutes is amended to read:

8 943.45 (3) (d) Any person who violates sub. (1) for direct or indirect commercial
9 advantage or private financial gain as a 2nd or subsequent offense is guilty of a Class
10 ~~D~~ I felony.

11 **SECTION 464.** 943.455 (4) (c) of the statutes is amended to read:

12 943.455 (4) (c) Except as provided in par. (d), any person who violates sub. (2)
13 (a) to (f) for direct or indirect commercial advantage or private financial gain is guilty
14 of a Class ~~E~~ A ~~felony~~ misdemeanor.

15 **SECTION 465.** 943.455 (4) (d) of the statutes is amended to read:

16 943.455 (4) (d) Any person who violates sub. (2) (a) to (f) for direct or indirect
17 commercial advantage or private financial gain as a 2nd or subsequent offense is
18 guilty of a Class ~~D~~ I felony.

19 **SECTION 466.** 943.46 (4) (c) of the statutes is amended to read:

20 943.46 (4) (c) Except as provided in par. (d), any person who violates sub. (2)
21 (a) to (g) for direct or indirect commercial advantage or private financial gain is guilty
22 of a Class ~~E~~ A ~~felony~~ misdemeanor.

23 **SECTION 467.** 943.46 (4) (d) of the statutes is amended to read:

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1 943.46 (4) (d) Any person who violates sub. (2) (a) to (g) for direct or indirect
2 commercial advantage or private financial gain as a 2nd or subsequent offense is
3 guilty of a Class ~~D~~ I felony.

4 **SECTION 468.** 943.47 (3) (c) of the statutes is amended to read:

5 943.47 (3) (c) Except as provided in par. (d), any person who violates sub. (2)
6 for direct or indirect commercial advantage or private financial gain is guilty of a
7 Class ~~E~~ A misdemeanor.

8 **SECTION 469.** 943.47 (3) (d) of the statutes is amended to read:

9 943.47 (3) (d) Any person who violates sub. (2) for direct or indirect commercial
10 advantage or private financial gain as a 2nd or subsequent offense is guilty of a Class
11 ~~D~~ I felony.

12 **SECTION 470.** 943.50 (4) (a) of the statutes is amended to read:

13 943.50 (4) (a) A Class A misdemeanor, if the value of the merchandise does not
14 exceed ~~\$1,000~~ \$2,000.

15 **SECTION 471.** 943.50 (4) (b) of the statutes is amended to read:

16 943.50 (4) (b) A Class ~~E~~ I felony, if the value of the merchandise exceeds ~~\$1,000~~
17 \$2,000 but ~~does not~~ exceed ~~\$2,500~~ \$5,000.

18 **SECTION 472.** 943.50 (4) (bm) of the statutes is created to read:

19 943.50 (4) (bm) A Class H felony, if the value of the merchandise exceeds \$5,000
20 but does not exceed \$10,000.

21 **SECTION 473.** 943.50 (4) (c) of the statutes is amended to read:

22 943.50 (4) (c) A Class ~~C~~ G felony, if the value of the merchandise exceeds ~~\$2,500~~
23 \$10,000.

24 **SECTION 474.** 943.60 (1) of the statutes is amended to read:

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1 943.60 (1) Any person who submits for filing, entering or recording any lien,
2 claim of lien, lis pendens, writ of attachment, financing statement or any other
3 instrument relating to a security interest in or title to real or personal property, and
4 who knows or should have known that the contents or any part of the contents of the
5 instrument are false, a sham or frivolous, is guilty of a Class ~~D~~ H felony.

6 **SECTION 475.** 943.61 (5) (b) of the statutes is amended to read:

7 943.61 (5) (b) A Class ~~E~~ I felony, if the value of the library materials exceeds
8 \$1,000 but does not exceed \$2,500.

9 **SECTION 476.** 943.61 (5) (c) of the statutes is amended to read:

10 943.61 (5) (c) A Class ~~C~~ H felony, if the value of the library materials exceeds
11 \$2,500.

12 **SECTION 477.** 943.62 (4) (b) of the statutes is amended to read:

13 943.62 (4) (b) A Class ~~E~~ I felony, if the value of the advance payment or required
14 refund, as applicable, exceeds \$500 but does not exceed \$2,500.

15 **SECTION 478.** 943.62 (4) (c) of the statutes is amended to read:

16 943.62 (4) (c) A Class ~~C~~ F felony, if the value of the advance payment or required
17 refund, as applicable, exceeds \$2,500.

18 **SECTION 479.** 943.70 (2) (b) 2. of the statutes is amended to read:

19 943.70 (2) (b) 2. A Class ~~E~~ I felony if the offense is committed to defraud or to
20 obtain property.

21 **SECTION 480.** 943.70 (2) (b) 3. of the statutes is amended to read:

22 943.70 (2) (b) 3. A Class ~~D~~ H felony if the damage is greater than ~~\$2,500~~ \$5,000
23 or if it causes an interruption or impairment of governmental operations or public
24 communication, of transportation or of a supply of water, gas or other public service.

25 **SECTION 481.** 943.70 (2) (b) 4. of the statutes is amended to read:

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1 943.70 (2) (b) 4. A Class C F felony if the offense creates a substantial and
2 unreasonable risk of death or great bodily harm to another.

3 **SECTION 482.** 943.70 (3) (b) 2. of the statutes is amended to read:

4 943.70 (3) (b) 2. A Class E I felony if the offense is committed to defraud or
5 obtain property.

6 **SECTION 483.** 943.70 (3) (b) 3. of the statutes is amended to read:

7 943.70 (3) (b) 3. A Class D H felony if the damage to the computer, computer
8 system, computer network, equipment or supplies is greater than ~~\$2,500~~ \$5,000.

9 **SECTION 484.** 943.70 (3) (b) 4. of the statutes is amended to read:

10 943.70 (3) (b) 4. A Class C F felony if the offense creates a substantial and
11 unreasonable risk of death or great bodily harm to another.

12 **SECTION 485.** 943.75 (2) of the statutes is amended to read:

13 943.75 (2) Whoever intentionally releases an animal that is lawfully confined
14 for scientific, farming, companionship or protection of persons or property,
15 recreation, restocking, research, exhibition, commercial or educational purposes,
16 acting without the consent of the owner or custodian of the animal, is guilty of a Class
17 C misdemeanor. A 2nd violation of this section by a person is a Class A misdemeanor.
18 A 3rd or subsequent violation of this section by a person is a Class E I felony.

19 **SECTION 486.** 944.05 (1) (intro.) of the statutes is amended to read:

20 944.05 (1) (intro.) Whoever does any of the following is guilty of a Class E I
21 felony:

22 **SECTION 487.** 944.06 of the statutes is amended to read:

23 **944.06 Incest.** Whoever marries or has nonmarital sexual intercourse with
24 a person he or she knows is a blood relative and such relative is in fact related in a

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1 degree within which the marriage of the parties is prohibited by the law of this state
2 is guilty of a Class C F felony.

3 **SECTION 488.** 944.15 (title) of the statutes is repealed and recreated to read:

4 **944.15 (title) Public fornication.**

5 **SECTION 489.** 944.16 (intro.) of the statutes is amended to read:

6 **944.16 Adultery.** (intro.) Whoever does either of the following is guilty of a
7 Class E I felony:

8 **SECTION 490.** 944.205 (2) (intro.) of the statutes is amended to read:

9 944.205 (2) (intro.) Whoever does any of the following is guilty of a Class E I
10 felony:

11 **SECTION 491.** 944.21 (5) (c) of the statutes is amended to read:

12 944.21 (5) (c) If the person violating sub. (3) or (4) has 2 or more prior
13 convictions under this section, the person is guilty of a Class D H felony.

14 **SECTION 492.** 944.21 (5) (e) of the statutes is amended to read:

15 944.21 (5) (e) Regardless of the number of prior convictions, if the violation
16 under sub. (3) or (4) is for a wholesale transfer or distribution of obscene material,
17 the person is guilty of a Class D H felony.

18 **SECTION 493.** 944.32 of the statutes is amended to read:

19 **944.32 Soliciting prostitutes.** Except as provided under s. 948.08, whoever
20 intentionally solicits or causes any person to practice prostitution or establishes any
21 person in a place of prostitution is guilty of a Class D H felony.

22 **SECTION 494.** 944.33 (2) of the statutes is amended to read:

23 944.33 (2) If the person received compensation from the earnings of the
24 prostitute, such person is guilty of a Class C F felony.

25 **SECTION 495.** 944.34 (intro.) of the statutes is amended to read:

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1 **944.34 Keeping place of prostitution.** (intro.) Whoever intentionally does
2 any of the following is guilty of a Class ~~D~~ H felony:

3 **SECTION 496.** 945.03 (1m) (intro.) of the statutes, as affected by 1999 Wisconsin
4 Act 9, is amended to read:

5 945.03 (1m) (intro.) Whoever intentionally does any of the following is engaged
6 in commercial gambling and, except as provided in sub. (2m), is guilty of a Class ~~E~~
7 I felony:

8 **SECTION 497.** 945.05 (1) (intro.) of the statutes is amended to read:

9 945.05 (1) (intro.) Whoever manufactures, transfers commercially or possesses
10 with intent to transfer commercially either of the following is guilty of a Class ~~E~~ I
11 felony:

12 **SECTION 498.** 945.08 (1) of the statutes is amended to read:

13 945.08 (1) Any person who, with intent to influence any participant to refrain
14 from exerting full skill, speed, strength or endurance, transfers or promises any
15 property or any personal advantage to or on behalf of any participant in a contest of
16 skill, speed, strength or endurance is guilty of a Class ~~D~~ H felony.

17 **SECTION 499.** 946.02 (1) (intro.) of the statutes is amended to read:

18 946.02 (1) (intro.) Whoever does any of the following is guilty of a Class ~~C~~ F
19 felony:

20 **SECTION 500.** 946.03 (1) (intro.) of the statutes is amended to read:

21 946.03 (1) (intro.) Whoever does any of the following is guilty of a Class ~~C~~ F
22 felony:

23 **SECTION 501.** 946.03 (2) of the statutes is amended to read:

24 946.03 (2) Whoever permits any premises under his or her care, control or
25 supervision to be used by an assembly with knowledge that the purpose of the

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1 assembly is to advocate or teach the duty, necessity, desirability or propriety of
2 overthrowing the government of the United States or this state by the use or threat
3 of physical violence with intent that such government be overthrown or, after
4 learning that the premises are being so used, permits such use to be continued is
5 guilty of a Class E I felony.

6 **SECTION 502.** 946.05 (1) of the statutes is amended to read:

7 946.05 (1) Whoever intentionally and publicly mutilates, defiles, or casts
8 contempt upon the flag is guilty of a Class E I felony.

9 **SECTION 503.** 946.10 (intro.) of the statutes is amended to read:

10 **946.10 Bribery of public officers and employees.** (intro.) Whoever does
11 either of the following is guilty of a Class D H felony:

12 **SECTION 504.** 946.11 (1) (intro.) of the statutes is amended to read:

13 946.11 (1) (intro.) Whoever does the following is guilty of a Class E I felony:

14 **SECTION 505.** 946.12 (intro.) of the statutes is amended to read:

15 **946.12 Misconduct in public office.** (intro.) Any public officer or public
16 employe who does any of the following is guilty of a Class E I felony:

17 **SECTION 506.** 946.13 (1) (intro.) of the statutes is amended to read:

18 946.13 (1) (intro.) Any public officer or public employe who does any of the
19 following is guilty of a Class E I felony:

20 **SECTION 507.** 946.14 of the statutes is amended to read:

21 **946.14 Purchasing claims at less than full value.** Any public officer or
22 public employe who in a private capacity directly or indirectly intentionally
23 purchases for less than full value or discounts any claim held by another against the
24 state or a political subdivision thereof or against any public fund is guilty of a Class
25 E I felony.

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1 **SECTION 508.** 946.15 (1) of the statutes is amended to read:

2 946.15 (1) Any employer, or any agent or employe of an employer, who induces
3 any person who seeks to be or is employed pursuant to a public contract as defined
4 in s. 66.29 (1) (c) or who seeks to be or is employed on a project on which a prevailing
5 wage rate determination has been issued by the department of workforce
6 development under s. 66.293 (3), 103.49 (3) or 103.50 (3) or by a local governmental
7 unit, as defined in s. 66.293 (1) (d), under s. 66.293 (6) to give up, waive or return any
8 part of the compensation to which that person is entitled under his or her contract
9 of employment or under the prevailing wage rate determination issued by the
10 department or local governmental unit, or who reduces the hourly basic rate of pay
11 normally paid to an employe for work on a project on which a prevailing wage rate
12 determination has not been issued under s. 66.293 (3) or (6), 103.49 (3) or 103.50 (3)
13 during a week in which the employe works both on a project on which a prevailing
14 wage rate determination has been issued and on a project on which a prevailing wage
15 rate determination has not been issued, is guilty of a Class E I felony.

16 **SECTION 509.** 946.15 (3) of the statutes is amended to read:

17 946.15 (3) Any employer or labor organization, or any agent or employe of an
18 employer or labor organization, who induces any person who seeks to be or is
19 employed on a project on which a prevailing wage rate determination has been issued
20 by the department of workforce development under s. 66.293 (3), 103.49 (3) or 103.50
21 (3) or by a local governmental unit, as defined in s. 66.293 (1) (d), under s. 66.293 (6)
22 to permit any part of the wages to which that person is entitled under the prevailing
23 wage rate determination issued by the department or local governmental unit to be
24 deducted from the person's pay is guilty of a Class E I felony, unless the deduction

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1 would be permitted under 29 CFR 3.5 or 3.6 from a person who is working on a project
2 that is subject to 40 USC 276c.

3 **SECTION 510.** 946.31 (1) (intro.) of the statutes is amended to read:

4 946.31 (1) (intro.) Whoever under oath or affirmation orally makes a false
5 material statement which the person does not believe to be true, in any matter, cause,
6 action or proceeding, before any of the following, whether legally constituted or
7 exercising powers as if legally constituted, is guilty of a Class D H felony:

8 **SECTION 511.** 946.32 (1) (intro.) of the statutes is amended to read:

9 946.32 (1) (intro.) Whoever does either of the following is guilty of a Class D
10 H felony:

11 **SECTION 512.** 946.41 (2m) (intro.) of the statutes is amended to read:

12 946.41 (2m) (intro.) Whoever violates sub. (1) under all of the following
13 circumstances is guilty of a Class D H felony:

14 **SECTION 513.** 946.415 (2) (intro.) of the statutes is amended to read:

15 946.415 (2) (intro.) Whoever intentionally does all of the following is guilty of
16 a Class E I felony:

17 **SECTION 514.** 946.42 (3) (intro.) of the statutes is amended to read:

18 946.42 (3) (intro.) A person in custody who intentionally escapes from custody
19 under any of the following circumstances is guilty of a Class D H felony:

20 **SECTION 515.** 946.42 (4) of the statutes is repealed.

21 **SECTION 516.** 946.425 (1) of the statutes is amended to read:

22 946.425 (1) Any person who is subject to a series of periods of imprisonment
23 under s. 973.03 (5) (b) and who intentionally fails to report to the county jail as
24 required under the sentence is guilty of a Class D H felony.

25 **SECTION 517.** 946.425 (1m) (b) of the statutes is amended to read: