

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

8 **SECTION 293.** 940.19 (2) of the statutes is amended to read:

9 940.19 (2) Whoever causes substantial bodily harm to another by an act done
10 with intent to cause bodily harm to that person or another is guilty of a Class ~~E~~ I
11 felony.

12 **SECTION 294.** 940.19 (3) [✓] of the statutes is repealed.

13 **SECTION 295.** 940.19 (4) of the statutes is amended to read:

14 940.19 (4) Whoever causes great bodily harm to another by an act done with
15 intent to cause bodily harm to that person or another is guilty of a Class ~~D~~ H felony.

16 **SECTION 296.** 940.19 (5) of the statutes is amended to read:

17 940.19 (5) Whoever causes great bodily harm to another by an act done with
18 intent to cause ~~either substantial bodily harm or~~ great bodily harm to that person
19 or another is guilty of a Class ~~C~~ E felony.

20 **SECTION 297.** 940.19 (6) (intro.) of the statutes is amended to read:

21 940.19 (6) (intro.) Whoever intentionally causes bodily harm to another by
22 conduct that creates a substantial risk of great bodily harm is guilty of a Class ~~D~~ H
23 felony. A rebuttable presumption of conduct creating a substantial risk of great
24 bodily harm arises:

25 **SECTION 298.** 940.195 (2) of the statutes is amended to read:

1 940.195 (2) Whoever causes substantial bodily harm to an unborn child by an
2 act 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 ~~E~~ I felony.

4 **SECTION 299.** 940.195 (3) [✓] of the statutes is repealed.

5 **SECTION 300.** 940.195 (4) of the statutes is amended to read:

6 940.195 (4) Whoever causes great bodily harm to an unborn child by an act
7 done with intent to cause bodily harm to that unborn child, to the woman who is
8 pregnant with that unborn child or another is guilty of a Class ~~D~~ H felony.

9 **SECTION 301.** 940.195 (5) of the statutes is amended to read:

10 940.195 (5) Whoever causes great bodily harm to an unborn child by an act
11 done with intent to cause ~~either substantial bodily harm or great bodily harm~~ to that
12 unborn child, to the woman who is pregnant with that unborn child or another is
13 guilty of a Class ~~C~~ E felony.

14 **SECTION 302.** 940.195 (6) of the statutes is amended to read:

15 940.195 (6) Whoever intentionally causes bodily harm to an unborn child by
16 conduct that creates a substantial risk of great bodily harm is guilty of a Class ~~D~~ H
17 felony.

18 **SECTION 303.** 940.20 (1) of the statutes is amended to read:

19 940.20 (1) BATTERY BY PRISONERS. Any prisoner confined to a state prison or
20 other state, county or municipal detention facility who intentionally causes bodily
21 harm to an officer, employe, visitor or another inmate of such prison or institution,
22 without his or her consent, is guilty of a Class ~~D~~ H felony.

23 **SECTION 304.** 940.20 (1m) of the statutes is amended to read:

24 940.20 (1m) BATTERY BY PERSONS SUBJECT TO CERTAIN INJUNCTIONS. (a) Any
25 person who is subject to an injunction under s. 813.12 or a tribal injunction filed

1 under s. 806.247 (3) and who intentionally causes bodily harm to the petitioner who
2 sought the injunction by an act done without the consent of the petitioner is guilty
3 of a Class ~~E~~ I felony.

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

7 **SECTION 305.** 940.20 (2) of the statutes is amended to read:

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

14 **SECTION 306.** 940.20 (2m) (b) of the statutes is amended to read:

15 940.20 (2m) (b) Whoever intentionally causes bodily harm to a probation,
16 extended supervision and parole agent or an aftercare agent, acting in an official
17 capacity and the person knows or has reason to know that the victim is a probation,
18 extended supervision and parole agent or an aftercare agent, by an act done without
19 the consent of the person so injured, is guilty of a Class ~~D~~ H felony.

20 **SECTION 307.** 940.20 (3) of the statutes is amended to read:

21 940.20 (3) BATTERY TO JURORS. Whoever intentionally causes bodily harm to a
22 person who he or she knows or has reason to know is or was a grand or petit juror,
23 and by reason of any verdict or indictment assented to by the person, without the
24 consent of the person injured, is guilty of a Class ~~D~~ H felony.

25 **SECTION 308.** 940.20 (4) of the statutes is amended to read:

1 940.20 (4) BATTERY TO PUBLIC OFFICERS. Whoever intentionally causes bodily
2 harm to a public officer in order to influence the action of such officer or as a result
3 of any action taken within an official capacity, without the consent of the person
4 injured, is guilty of a Class E I felony.

5 **SECTION 309.** 940.20 (5) (b) of the statutes is amended to read:

6 940.20 (5) (b) Whoever intentionally causes bodily harm to a technical college
7 district or school district officer or employe acting in that capacity, and the person
8 knows or has reason to know that the victim is a technical college district or school
9 district officer or employe, without the consent of the person so injured, is guilty of
10 a Class E I felony.

11 **SECTION 310.** 940.20 (6) (b) (intro.) of the statutes is amended to read:

12 940.20 (6) (b) (intro.) Whoever intentionally causes bodily harm to another
13 under any of the following circumstances is guilty of a Class E I felony:

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

15 940.20 (7) (b) Whoever intentionally causes bodily harm to an emergency
16 department worker, an emergency medical technician, a first responder or an
17 ambulance driver who is acting in an official capacity and who the person knows or
18 has reason to know is an emergency department worker, an emergency medical
19 technician, a first responder or an ambulance driver, by an act done without the
20 consent of the person so injured, is guilty of a Class D H felony.

21 **SECTION 312.** 940.201 (2) (intro.) of the statutes is amended to read:

22 940.201 (2) (intro.) Whoever does any of the following is guilty of a Class D H
23 felony:

24 **SECTION 313.** 940.203 (2) (intro.) of the statutes is amended to read:

1 940.203 (2) (intro.) Whoever intentionally causes bodily harm or threatens to
2 cause bodily harm to the person or family member of any judge under all of the
3 following circumstances is guilty of a Class D H felony:

4 **SECTION 314.** 940.205 (2) (intro.) of the statutes is amended to read:

5 940.205 (2) (intro.) Whoever intentionally causes bodily harm or threatens to
6 cause bodily harm to the person or family member of any department of revenue
7 official, employe or agent under all of the following circumstances is guilty of a Class
8 D H felony:

9 **SECTION 315.** 940.207 (2) (intro.) of the statutes is amended to read:

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

14 **SECTION 316.** 940.21 of the statutes is amended to read:

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

18 **SECTION 317.** 940.22 (2) of the statutes is amended to read:

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

25 **SECTION 318.** 940.225 (2) (intro.) of the statutes is amended to read:

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

3 **SECTION 319.** 940.225 (3) of the statutes is amended to read:

4 940.225 (3) THIRD DEGREE SEXUAL ASSAULT. Whoever has sexual intercourse
5 with a person without the consent of that person is guilty of a Class ~~D~~ G felony.
6 Whoever has sexual contact in the manner described in sub. (5) (b) 2. with a person
7 without the consent of that person is guilty of a Class ~~D~~ G felony.

8 **SECTION 320.** 940.23 (1) (a) of the statutes is amended to read:

9 940.23 (1) (a) Whoever recklessly causes great bodily harm to another human
10 being under circumstances which show utter disregard for human life is guilty of a
11 Class ~~C~~ D felony.

12 **SECTION 321.** 940.23 (1) (b) of the statutes is amended to read:

13 940.23 (1) (b) Whoever recklessly causes great bodily harm to an unborn child
14 under circumstances that show utter disregard for the life of that unborn child, the
15 woman who is pregnant with that unborn child or another is guilty of a Class ~~C~~ D
16 felony.

17 **SECTION 322.** 940.23 (2) (a) of the statutes is amended to read:

18 940.23 (2) (a) Whoever recklessly causes great bodily harm to another human
19 being is guilty of a Class ~~D~~ F felony.

20 **SECTION 323.** 940.23 (2) (b) of the statutes is amended to read:

21 940.23 (2) (b) Whoever recklessly causes great bodily harm to an unborn child
22 is guilty of a Class ~~D~~ F felony.

23 **SECTION 324.** 940.24 (1) of the statutes is amended to read:

24 940.24 (1) Whoever causes bodily harm to another by the negligent operation
25 or handling of a dangerous weapon, explosives or fire is guilty of a Class ~~E~~ I felony.

1 **SECTION 325.** 940.24 (2) of the statutes is amended to read:

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

5 **SECTION 326.** 940.25 (1) (intro.) of the statutes is amended to read:

6 940.25 (1) (intro.) Any person who does any of the following is guilty of a Class
7 ~~D F~~ felony:

8 **SECTION 327.** 940.25 (1b) of the statutes is repealed.

9 **SECTION 328.** 940.285 (2) (b) 1g. of the statutes is amended to read:

10 940.285 (2) (b) 1g. Any person violating par. (a) 1. or 2. under circumstances
11 that cause death is guilty of a Class ~~B C~~ felony. Any person violating par. (a) 3. under
12 circumstances that cause death is guilty of a Class D felony.

13 **SECTION 329.** 940.285 (2) (b) 1m. of the statutes is amended to read:

14 940.285 (2) (b) 1m. Any person violating par. (a) under circumstances that
15 cause great bodily harm is guilty of a Class ~~C F~~ felony.

16 **SECTION 330.** 940.285 (2) (b) 1r. of the statutes is amended to read:

17 940.285 (2) (b) 1r. Any person violating par. (a) 1. under circumstances that are
18 likely to cause great bodily harm is guilty of a Class ~~D G~~ felony. Any person violating
19 par. (a) 2. or 3. under circumstances that are likely to cause great bodily harm is
20 guilty of a Class I felony.

21 **SECTION 331.** 940.285 (2) (b) 2. of the statutes is amended to read:

22 940.285 (2) (b) 2. Any person violating par. (a) 1. under circumstances that
23 cause ~~or are likely to cause~~ bodily harm is guilty of a Class ~~E H~~ felony. Any person
24 violating par. (a) 1. under circumstances that are likely to cause bodily harm is guilty
25 of a Class I felony.

1 **SECTION 332.** 940.285 (2) (b) 3. of the statutes is repealed.

2 **SECTION 333.** 940.29 of the statutes is amended to read:

3 **940.29 Abuse of residents of penal facilities.** Any person in charge of or
4 employed in a penal or correctional institution or other place of confinement who
5 abuses, neglects or ill-treats any person confined in or a resident of any such
6 institution or place or who knowingly permits another person to do so is guilty of a
7 Class ~~E~~ I felony.

8 **SECTION 334.** 940.295 (3) (b) 1g. of the statutes is amended to read:

9 940.295 (3) (b) 1g. Any person violating par. (a) 1. or 2. under circumstances
10 that cause death to a vulnerable person is guilty of a Class ~~B~~ C felony. Any person
11 violating par. (a) 3. under circumstances that cause death to a vulnerable person is
12 guilty of a Class D felony.

13 **SECTION 335.** 940.295 (3) (b) 1m. of the statutes is amended to read:

14 940.295 (3) (b) 1m. Any person violating par. (a) under circumstances that
15 cause great bodily harm to a vulnerable person is guilty of a Class ~~C~~ E felony.

16 **SECTION 336.** 940.295 (3) (b) 1r. of the statutes is amended to read:

17 940.295 (3) (b) 1r. Except as provided in subd. 1m., any person violating par.
18 (a) 1. under circumstances that cause ~~or are likely to cause~~ great bodily harm is guilty
19 of a Class ~~D~~ F felony. Any person violating par. (a) 1. under circumstances that are
20 likely to cause great bodily harm is guilty of a Class G felony.

21 **SECTION 337.** 940.295 (3) (b) 2. of the statutes is amended to read:

22 940.295 (3) (b) 2. Any person violating par. (a) 1. under circumstances that
23 cause ~~or are likely to cause~~ bodily harm is guilty of a Class ~~E~~ H felony. Any person
24 violating par. (a) 1. under circumstances that are likely to cause bodily harm is guilty
25 of a Class I felony.

1 **SECTION 338.** 940.295 (3) (b) 3. of the statutes is amended to read:

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

6 **SECTION 339.** 940.30 of the statutes is amended to read:

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

10 **SECTION 340.** 940.305 (1) of the statutes is amended to read:

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

16 **SECTION 341.** 940.305 (2) of the statutes is amended to read:

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

20 **SECTION 342.** 940.31 (1) (intro.) of the statutes is amended to read:

21 940.31 (1) (intro.) Whoever does any of the following is guilty of a Class ~~B~~ C
22 felony:

23 **SECTION 343.** 940.31 (2) (a) of the statutes is amended to read:

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

4 **SECTION 344.** 940.31 (2) (b) of the statutes is amended to read:

5 940.31 (2) (b) Whoever violates sub. (1) with intent to cause another to transfer
6 property in order to obtain the release of the victim is guilty of a Class ~~B~~ C felony if
7 the victim is released without permanent physical injury prior to the time the first
8 witness is sworn at the trial.

9 **SECTION 345.** 940.32 (2) (intro.) of the statutes is amended to read:

10 940.32 (2) (intro.) Whoever meets all of the following criteria is guilty of a Class
11 ~~A misdemeanor~~ I felony:

12 **SECTION 346.** 940.32 (2m) of the statutes is amended to read:

13 940.32 (2m) Whoever violates sub. (2) is guilty of a Class ~~D~~ G felony if he or she
14 intentionally gains access to a record in electronic format that contains personally
15 identifiable information regarding the victim in order to facilitate the violation
16 under sub. (2).

17 **SECTION 347.** 940.32 (3) (intro.) of the statutes is amended to read:

18 940.32 (3) (intro.) Whoever violates sub. (2) under any of the following
19 circumstances is guilty of a Class ~~E~~ H felony:

20 **SECTION 348.** 940.32 (3m) (intro.) of the statutes is amended to read:

21 940.32 (3m) (intro.) Whoever violates sub. (3) under all of the following
22 circumstances is guilty of a Class ~~D~~ G felony:

23 **SECTION 349.** 940.43 (intro.) of the statutes is amended to read:

24 **940.43 Intimidation of witnesses; felony.** (intro.) Whoever violates s.
25 940.42 under any of the following circumstances is guilty of a Class ~~D~~ G felony:

1 **SECTION 350.** 940.45 (intro.) of the statutes is amended to read:

2 **940.45 Intimidation of victims; felony.** (intro.) Whoever violates s. 940.44
3 under any of the following circumstances is guilty of a Class ~~D~~ G felony:

4 **SECTION 351.** 941.11 (intro.) of the statutes is amended to read:

5 **941.11 Unsafe burning of buildings.** (intro.) Whoever does either of the
6 following is guilty of a Class ~~D~~ H felony:

7 **SECTION 352.** 941.12 (1) of the statutes is amended to read:

8 **941.12 (1)** Whoever intentionally interferes with the proper functioning of a
9 fire alarm system or the lawful efforts of fire fighters to extinguish a fire is guilty of
10 a Class ~~E~~ I felony.

11 **SECTION 353.** 941.20 (2) (intro.) of the statutes is amended to read:

12 **941.20 (2)** (intro.) Whoever does any of the following is guilty of a Class ~~E~~ G
13 felony:

14 **SECTION 354.** 941.20 (3) (a) (intro.) of the statutes is amended to read:

15 **941.20 (3) (a)** (intro.) Whoever intentionally discharges a firearm from a
16 vehicle while on a highway, as defined in s. 340.01 (22), or on a vehicle parking lot
17 that is open to the public under any of the following circumstances is guilty of a Class
18 ~~G~~ F felony:

19 **SECTION 355.** 941.21 of the statutes is amended to read:

20 **941.21 Disarming a peace officer.** Whoever intentionally disarms a peace
21 officer who is acting in his or her official capacity by taking a dangerous weapon or
22 a device or container described under s. 941.26 (1) (b) or (4) (a) from the officer
23 without his or her consent is guilty of a Class ~~E~~ H felony. This section applies to any
24 dangerous weapon or any device or container described under s. 941.26 (1) (b) or (4)

1 (a) that the officer is carrying or that is in an area within the officer's immediate
2 presence.

3 **SECTION 356.** 941.235 (1) of the statutes is amended to read:

4 941.235 (1) Any person who goes armed with a firearm in any building owned
5 or leased by the state or any political subdivision of the state is guilty of a Class ~~B~~
6 A misdemeanor.

7 **SECTION 357.** 941.26 (2) (a) of the statutes is amended to read:

8 941.26 (2) (a) Any person violating sub. (1) (a) is guilty of a Class ~~E~~ H felony.

9 **SECTION 358.** 941.26 (2) (b) of the statutes is amended to read:

10 941.26 (2) (b) Any person violating sub. (1m) is guilty of a Class ~~C~~ F felony.

11 **SECTION 359.** 941.26 (2) (e) of the statutes is amended to read:

12 941.26 (2) (e) Any person who violates sub. (1) (b) regarding the sale or
13 commercial transportation of the bomb, grenade, projectile, shell or container under
14 sub. (1) (b) is guilty of a Class ~~E~~ H felony.

15 **SECTION 360.** 941.26 (2) (f) of the statutes is amended to read:

16 941.26 (2) (f) Any person who violates sub. (1) (b) regarding the use of the bomb,
17 grenade, projectile, shell or container under sub. (1) (b) to cause bodily harm or bodily
18 discomfort to a person who the actor knows, or has reason to know, is a peace officer
19 who is acting in an official capacity is guilty of a Class ~~D~~ H felony.

20 **SECTION 361.** 941.26 (2) (g) of the statutes is amended to read:

21 941.26 (2) (g) Any person who violates sub. (1) (b) regarding the use of the bomb,
22 grenade, projectile, shell or container under sub. (1) (b) during his or her commission
23 of another crime to cause bodily harm or bodily discomfort to another or who
24 threatens to use the bomb, grenade, projectile, shell or container during his or her

1 commission of another crime to incapacitate another person is guilty of a Class ~~E~~ H[✓]
2 felony.

3 **SECTION 362.** 941.26 (4) (d) of the statutes is amended to read:

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

8 **SECTION 363.** 941.26 (4) (e) of the statutes is amended to read:

9 941.26 (4) (e) Whoever uses a device or container described under par. (a)
10 during his or her commission of another crime to cause bodily harm or bodily
11 discomfort to another or who threatens to use the device or container during his or
12 her commission of another crime to incapacitate another person is guilty of a Class
13 ~~E~~ H felony.

14 **SECTION 364.** 941.28 (3) of the statutes is amended to read:

15 941.28 (3) Any person violating this section is guilty of a Class ~~E~~ H[✓] felony.

16 **SECTION 365.** 941.29 (2) (intro.) of the statutes is amended to read:

17 941.29 (2) (intro.) A person specified in sub. (1) is guilty of a Class ~~E~~ G felony
18 if he or she possesses a firearm under any of the following circumstances:

19 **SECTION 366.** 941.29 (2m)[✓] of the statutes is repealed.

20 **SECTION 367.** 941.295 (1) of the statutes is amended to read:

21 941.295 (1) Whoever sells, transports, manufactures, possesses or goes armed
22 with any electric weapon is guilty of a Class ~~E~~ H felony.

23 **SECTION 368.** 941.296 (2) (intro.) of the statutes is amended to read:

1 941.296 (2) (intro.) Whoever uses or possesses a handgun during the
2 commission of a crime under chs. 939 to 948 or 961 is guilty of a Class ~~E~~ H felony
3 under any of the following circumstances.

4 **SECTION 369.** 941.296 (3) [✓] of the statutes is repealed.

5 **SECTION 370.** 941.298 (2) of the statutes is amended to read:

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

8 **SECTION 371.** 941.30 (1) of the statutes is amended to read:

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

12 **SECTION 372.** 941.30 (2) of the statutes is amended to read:

13 941.30 (2) **SECOND-DEGREE RECKLESSLY ENDANGERING SAFETY.** Whoever
14 recklessly endangers another's safety is guilty of a Class ~~E~~ G felony.

15 **SECTION 373.** 941.31 (1) of the statutes is amended to read:

16 941.31 (1) Whoever makes, buys, transports, possesses, or transfers any
17 explosive compound or offers to do the same, either with intent to use such explosive
18 to commit a crime or knowing that another intends to use it to commit a crime, is
19 guilty of a Class ~~C~~ F felony.

20 **SECTION 374.** 941.31 (2) (b) of the statutes is amended to read:

21 941.31 (2) (b) Whoever makes, buys, sells, transports, possesses, uses or
22 transfers any improvised explosive device, or possesses materials or components
23 with intent to assemble any improvised explosive device, is guilty of a Class ~~E~~ H
24 felony.

25 **SECTION 375.** 941.315 (3) (intro.) of the statutes is amended to read:

1 941.315 (3) (intro.) Whoever does any of the following is guilty of a Class ~~D~~ H
2 felony:

3 **SECTION 376.** 941.32 of the statutes is amended to read:

4 **941.32 Administering dangerous or stupefying drug.** Whoever
5 administers to another or causes another to take any poisonous, stupefying,
6 overpowering, narcotic, or anesthetic substance with intent thereby to facilitate the
7 commission of a crime is guilty of a Class ~~C~~ F felony.

8 **SECTION 377.** 941.325 of the statutes is amended to read:

9 **941.325 Placing foreign objects in edibles.** Whoever places objects, drugs
10 or other substances in candy or other liquid or solid edibles with the intent to cause
11 bodily harm to another person is guilty of a Class ~~E~~ I felony.

12 **SECTION 378.** 941.327 (2) (b) 1. of the statutes is amended to read:

13 941.327 (2) (b) 1. Except as provided in subds. 2. to 4., a person violating par.
14 (a) is guilty of a Class ~~E~~ I felony.

15 **SECTION 379.** 941.327 (2) (b) 2. of the statutes is amended to read:

16 941.327 (2) (b) 2. If the act under par. (a) creates a high probability of great
17 bodily harm to another, a person violating par. (a) is guilty of a Class ~~D~~ H felony.

18 **SECTION 380.** 941.327 (2) (b) 3. of the statutes is amended to read:

19 941.327 (2) (b) 3. If the act under par. (a) causes great bodily harm to another,
20 a person violating par. (a) is guilty of a Class ~~C~~ F felony.

21 **SECTION 381.** 941.327 (2) (b) 4. of the statutes is amended to read:

22 941.327 (2) (b) 4. If the act under par. (a) causes death to another, a person is
23 guilty of a Class ~~A~~ C felony.

24 **SECTION 382.** 941.327 (3) of the statutes is amended to read:

1 941.327 (3) Whoever intentionally imparts or conveys false information,
2 knowing the information to be false, concerning an act or attempted act which, if
3 true, would constitute a violation of sub. (2) is guilty of a Class E I felony.

4 **SECTION 383.** 941.37 (3) of the statutes is amended to read:

5 941.37 (3) Any person who intentionally interferes with any emergency
6 medical personnel in the performance of duties relating to an emergency or rescue
7 and who has reasonable grounds to believe that the interference may endanger
8 another's safety is guilty of a Class E I felony.

9 **SECTION 384.** 941.37 (4) of the statutes is amended to read:

10 941.37 (4) Any person who violates sub. (3) and thereby contributes to the
11 death of another is guilty of a Class C E felony.

12 **SECTION 385.** 941.38 (1) (b) 4. of the statutes is amended to read:

13 941.38 (1) (b) 4. Battery, ~~substantial battery or aggravated battery,~~ ✓ as
14 prohibited in s. 940.19 or 940.195.

15 **SECTION 386.** 941.38 (2) of the statutes is amended to read:

16 941.38 (2) Whoever intentionally solicits a child to participate in criminal gang
17 activity is guilty of a Class E I felony.

18 **SECTION 387.** 943.01 (2) (intro.) of the statutes is amended to read:

19 943.01 (2) (intro.) Any person violating sub. (1) under any of the following
20 circumstances is guilty of a Class D I felony:

21 **SECTION 388.** 943.01 (2g) (intro.) of the statutes is amended to read:

22 943.01 (2g) (intro.) Any person violating sub. (1) under all of the following
23 circumstances is guilty of a Class E I felony:

24 **SECTION 389.** 943.011 (2) (intro.) of the statutes is amended to read:

1 943.011 (2) (intro.) Whoever does any of the following is guilty of a Class D I
2 felony:

3 SECTION 390. 943.012 (intro.) of the statutes is amended to read:

4 **943.012 Criminal damage to or graffiti on religious and other property.**

5 (intro.) Whoever intentionally causes damage to, intentionally marks, draws or
6 writes with ink or another substance on or intentionally etches into any physical
7 property of another, without the person's consent and with knowledge of the
8 character of the property, is guilty of a Class E I felony if the property consists of one
9 or more of the following:

10 SECTION 391. 943.013 (2) (intro.) of the statutes is amended to read:

11 943.013 (2) (intro.) Whoever intentionally causes or threatens to cause damage
12 to any physical property that belongs to a judge or his or her family member under
13 all of the following circumstances is guilty of a Class D I felony:

14 SECTION 392. 943.014 (2) of the statutes is amended to read:

15 943.014 (2) Whoever intentionally demolishes a historic building without a
16 permit issued by a city, village, town or county or without an order issued under s.
17 ~~943.014~~ ^{Colo. 0413} shall be fined an amount equal to 2 times the fair market value of the historic
18 building and the land upon which the building is located immediately prior to
19 demolition and may be imprisoned for not more than 9 months is guilty of a Class A
20 misdemeanor.

21 SECTION 393. 943.015 (2) (intro.) of the statutes is amended to read:

22 943.015 (2) (intro.) Whoever intentionally causes or threatens to cause damage
23 to any physical property which belongs to a department of revenue official, employe
24 or agent or his or her family member under all of the following circumstances is guilty
25 of a Class D I felony:

1 SECTION 394. 943.017 (2) (intro.) of the statutes is amended to read:

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

4 SECTION 395. 943.017 (2m) (b) (intro.) of the statutes is amended to read:

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

7 SECTION 396. 943.02 (1) (intro.) of the statutes is amended to read:

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

10 SECTION 397. 943.03 of the statutes is amended to read:

11 **943.03 Arson of property other than building.** Whoever, by means of fire,
12 intentionally damages any property ^{delete ↓} ~~other than a building~~ ^e of another without the
13 person's consent, if the property is ~~of the~~ value of \$100 or more, is guilty of a Class
14 E I felony.
plain → not a building and has a ✓

15 SECTION 398. 943.04 of the statutes is amended to read:

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

21 SECTION 399. 943.06 (2) of the statutes is amended to read:

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

24 SECTION 400. 943.07 (1) of the statutes is amended to read:

1 943.07 (1) Whoever intentionally causes damage or who causes another person
2 to damage, tamper, change or destroy any railroad track, switch, bridge, trestle,
3 tunnel or signal or any railroad property used in providing rail services, which could
4 cause an injury, accident or derailment is guilty of a Class A ~~misdemeanor~~ I felony.

5 **SECTION 401.** 943.07 (2) of the statutes is amended to read:

6 943.07 (2) Whoever intentionally shoots a firearm at any portion of a railroad
7 train, car, caboose or engine is guilty of a Class A ~~misdemeanor~~ I felony.

8 **SECTION 402.** 943.10 (1) (intro.) of the statutes is amended to read:

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

12 **SECTION 403.** 943.10 (2) (intro.) of the statutes is amended to read:

13 943.10 (2) (intro.) Whoever violates sub. (1) under any of the following
14 circumstances is guilty of a Class B E felony:

15 **SECTION 404.** 943.12 of the statutes is amended to read:

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

21 **SECTION 405.** 943.20 (3) (b) of the statutes is amended to read:

22 943.20 (3) (b) If the value of the property exceeds \$1,000 but does not \$2,500
23 exceed \$5,000, is guilty of a Class E I felony.

24 **SECTION 406.** 943.20 (3) (bm) of the statutes is created to read:

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 407.** 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 ~~\$2,500~~ \$10,000[✓], is guilty of
5 a Class ~~C~~ C felony.

6 **SECTION 408.** 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 409.** 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 410.** 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 411.** 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 412.** 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 413.** 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

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 414. 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 415. 943.21 (3) (b) of the statutes is amended to read:

7 943.21 (3) (b) Is guilty of a Class ~~E~~ I felony when the value of any beverage,
8 food, lodging, accommodation, transportation or other service exceeds \$1,000.

9 SECTION 416. 943.23 (1g) of the statutes is amended to read:

10 943.23 (1g) Whoever, while possessing a dangerous weapon and by the use of,
11 or the threat of the use of, force or the weapon against another, intentionally takes
12 any vehicle without the consent of the owner is guilty of a Class ~~B~~ C felony.

13 SECTION 417. 943.23 (1m) of the statutes is repealed.

14 SECTION 418. 943.23 (1r) of the statutes is repealed.

15 SECTION 419. 943.23 (2) of the statutes is amended to read:

16 943.23 (2) ~~Whoever~~ Except as provided in sub. (3m), ~~whoever~~ intentionally
17 takes and drives any vehicle without the consent of the owner is guilty of a Class ~~D~~
18 H felony.

19 SECTION 420. 943.23 (3) of the statutes is amended to read:

20 943.23 (3) ~~Whoever~~ Except as provided in sub. (3m), ~~whoever~~ intentionally
21 drives or operates any vehicle without the consent of the owner is guilty of a Class
22 ~~E~~ I felony.

23 SECTION 421. 943.23 (3m) of the statutes is created to read:

24 943.23 (3m) It is an affirmative defense to a prosecution for a violation of sub.
25 (2) or (3) if the defendant abandoned the vehicle without damage within 24 hours

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SECTION 421

1 after the vehicle was taken from the possession of the owner. An affirmative defense
2 under this subsection mitigates the offense to a Class A misdemeanor. A defendant
3 who raises this affirmative defense has the burden of proving the defense by a
4 preponderance of the evidence.

5 **SECTION 422.** 943.23 (4m) of the statutes is amended to read:

6 943.23 (4m) Whoever knows that the owner does not consent to the driving or
7 operation of a vehicle and intentionally accompanies, as a passenger in the vehicle,
8 a person while he or she violates sub. (1g), ~~(1m)~~, ~~(1r)~~, [✓](2) or, [✓](3) or (3m) is guilty of a
9 Class A misdemeanor. ^①

10 **SECTION 423.** 943.23 (5) of the statutes is amended to read:

11 943.23 (5) Whoever intentionally removes a major part of a vehicle without the
12 consent of the owner is guilty of a Class ~~E~~ I felony. Whoever intentionally removes
13 any other part or component of a vehicle without the consent of the owner is guilty
14 of a Class A misdemeanor.

15 **SECTION 424.** 943.24 (2) of the statutes is amended to read:

16 943.24 (2) Whoever issues any single check or other order for the payment of
17 more than \$1,000 or whoever within a 15-day period issues more than one check or
18 other order amounting in the aggregate to more than \$1,000 which, at the time of
19 issuance, the person intends shall not be paid is guilty of a Class ~~E~~ [✓]I felony.

20 **SECTION 425.** 943.25 (1) of the statutes is amended to read:

21 943.25 (1) Whoever, with intent to defraud, conveys real property which he or
22 she knows is encumbered, without informing the grantee of the existence of the
23 encumbrance is guilty of a Class ~~E~~ I felony.

24 **SECTION 426.** 943.25 (2) (intro.) of the statutes is amended to read:

1 943.25 (2) (intro.) Whoever, with intent to defraud, does any of the following
2 is guilty of a Class ~~E~~ I felony:

3 **SECTION 427.** 943.26 (2) of the statutes is amended to read:

4 943.26 (2) If the security is impaired by more than \$1,000, the mortgagor or
5 vendee is guilty of a Class ~~E~~ I felony.

6 **SECTION 428.** 943.27 of the statutes is amended to read:

7 **943.27 Possession of records of certain usurious loans.** Any person who
8 knowingly possesses any writing representing or constituting a record of a charge of,
9 contract for, receipt of or demand for a rate of interest or consideration exceeding \$20
10 upon \$100 for one year computed upon the declining principal balance of the loan,
11 use or forbearance of money, goods or things in action or upon the loan, use or sale
12 of credit is, if the rate is prohibited by a law other than this section, guilty of a Class
13 ~~E~~ I felony.

14 **SECTION 429.** 943.28 (2) of the statutes is amended to read:

15 943.28 (2) Whoever makes any extortionate extension of credit, or conspires to
16 do so, if one or more of the parties to the conspiracy does an act to effect its object,
17 is guilty of a Class ~~C~~ F felony.

18 **SECTION 430.** 943.28 (3) of the statutes is amended to read:

19 943.28 (3) Whoever advances money or property, whether as a gift, as a loan,
20 as an investment, pursuant to a partnership or profit-sharing agreement, or
21 otherwise, for the purpose of making extortionate extensions of credit, is guilty of a
22 Class ~~C~~ F felony.

23 **SECTION 431.** 943.28 (4) of the statutes is amended to read:

1 943.28 (4) Whoever knowingly participates in any way in the use of any
2 extortionate means to collect or attempt to collect any extension of credit, or to punish
3 any person for the nonrepayment thereof, is guilty of a Class C F felony.

4 **SECTION 432.** 943.30 (1) of the statutes is amended to read:

5 943.30 (1) Whoever, either verbally or by any written or printed
6 communication, maliciously threatens to accuse or accuses another of any crime or
7 offense, or threatens or commits any injury to the person, property, business,
8 profession, calling or trade, or the profits and income of any business, profession,
9 calling or trade of another, with intent thereby to extort money or any pecuniary
10 advantage whatever, or with intent to compel the person so threatened to do any act
11 against the person's will or omit to do any lawful act, is guilty of a Class D H felony.

12 **SECTION 433.** 943.30 (2) of the statutes is amended to read:

13 943.30 (2) Whoever violates sub. (1) by obstructing, delaying or affecting
14 commerce or business or the movement of any article or commodity in commerce or
15 business is guilty of a Class D H felony.

16 **SECTION 434.** 943.30 (3) of the statutes is amended to read:

17 943.30 (3) Whoever violates sub. (1) by attempting to influence any petit or
18 grand juror, in the performance of his or her functions as such, is guilty of a Class D
19 H felony.

20 **SECTION 435.** 943.30 (4) of the statutes is amended to read:

21 943.30 (4) Whoever violates sub. (1) by attempting to influence the official
22 action of any public officer is guilty of a Class D H felony.

23 **SECTION 436.** 943.30 (5) (b) of the statutes is amended to read:

24 943.30 (5) (b) Whoever, orally or by any written or printed communication,
25 maliciously uses, or threatens to use, the patient health care records of another

1 person, with intent thereby to extort money or any pecuniary advantage, or with
2 intent to compel the person so threatened to do any act against the person's will or
3 omit to do any lawful act, is guilty of a Class D H felony.

4 **SECTION 437.** 943.31 of the statutes is amended to read:

5 **943.31 Threats to communicate derogatory information.** Whoever
6 threatens to communicate to anyone information, whether true or false, which would
7 injure the reputation of the threatened person or another unless the threatened
8 person transfers property to a person known not to be entitled to it is guilty of a Class
9 E I felony.

10 **SECTION 438.** 943.32 (1) (intro.) of the statutes is amended to read:

11 943.32 (1) (intro.) Whoever, with intent to steal, takes property from the person
12 or presence of the owner by either of the following means is guilty of a Class C E
13 felony:

14 **SECTION 439.** 943.32 (2) of the statutes is amended to read:

15 943.32 (2) Whoever violates sub. (1) by use or threat of use of a dangerous
16 weapon, a device or container described under s. 941.26 (4) (a) or any article used or
17 fashioned in a manner to lead the victim reasonably to believe that it is a dangerous
18 weapon or such a device or container is guilty of a Class B C felony.

19 **SECTION 440.** 943.34 (1) (b) of the statutes is amended to read:

20 943.34 (1) (b) A Class E I felony, if the value of the property exceeds \$1,000 but
21 does not more than \$2,500 exceed \$5,000. ✓

22 **SECTION 441.** 943.34 (1) (bm) of the statutes is created to read:

23 943.34 (1) (bm) A Class H felony, if the value of the property exceeds \$5,000 but ✓
24 does not exceed \$10,000.

25 **SECTION 442.** 943.34 (1) (c) of the statutes is amended to read:

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

3 **SECTION 443.** 943.38 (1) (intro.) of the statutes is amended to read:

4 943.38 (1) (intro.) Whoever with intent to defraud falsely makes or alters a
5 writing or object of any of the following kinds so that it purports to have been made
6 by another, or at another time, or with different provisions, or by authority of one who
7 did not give such authority, is guilty of a Class C H felony:

8 **SECTION 444.** 943.38 (2) of the statutes is amended to read:

9 943.38 (2) Whoever utters as genuine or possesses with intent to utter as false
10 or as genuine any forged writing or object mentioned in sub. (1), knowing it to have
11 been thus falsely made or altered, is guilty of a Class C H felony.

12 **SECTION 445.** 943.39 (intro.) of the statutes is amended to read:

13 **943.39 Fraudulent writings.** (intro.) Whoever, with intent to injure or
14 defraud, does any of the following is guilty of a Class D H felony:

15 **SECTION 446.** 943.395 (2) (b) of the statutes is amended to read:

16 943.395 (2) (b) Is guilty of a Class E I felony if the value of the claim or benefit
17 exceeds \$1,000.

18 **SECTION 447.** 943.40 (intro.) of the statutes is amended to read:

19 **943.40 Fraudulent destruction of certain writings.** (intro.) Whoever with
20 intent to defraud does either of the following is guilty of a Class D H felony:

21 **SECTION 448.** 943.41 (8) (b) of the statutes is amended to read:

22 943.41 (8) (b) Any person violating any provision of sub. (3) (e), (4) (a), (6) (c)
23 or (6m) is guilty of a Class E I felony.

24 **SECTION 449.** 943.41 (8) (c) of the statutes is amended to read:

1 943.41 (8) (c) Any person violating any provision of sub. (5) or (6) (a), (b) or (d),
2 if the value of the money, goods, services or property illegally obtained does not
3 exceed \$1,000 is guilty of a Class A misdemeanor; if the value of the money, goods,
4 services or property exceeds \$1,000 but does not exceed ~~\$2,500~~ [✓]\$5,000, in a single
5 transaction or in separate transactions within a period not exceeding 6 months, the
6 person is guilty of a Class ~~E~~ I felony; if the value of the money, goods, services or
7 property exceeds \$5,000 but does not exceed \$10,000, in a single transaction or in
8 separate transactions within a period not exceeding 6 months, the person is guilty
9 of a Class H felony; or if the value of the money, goods, services or property exceeds
10 ~~\$2,500~~ [✓]\$10,000, in a single transaction or in separate transactions within a period
11 not exceeding 6 months, the person is guilty of a Class ~~E~~ G felony.

12 **SECTION 450.** 943.45 (3) (c) of the statutes is amended to read:

13 943.45 (3) (c) Except as provided in par. (d), any person who violates sub. (1)
14 for direct or indirect commercial advantage or private financial gain is guilty of a
15 Class ~~E~~ felony A misdemeanor.[✓]

16 **SECTION 451.** 943.45 (3) (d) of the statutes is amended to read:

17 943.45 (3) (d) Any person who violates sub. (1) for direct or indirect commercial
18 advantage or private financial gain as a 2nd or subsequent offense is guilty of a Class
19 ~~D~~ I felony.

20 **SECTION 452.** 943.455 (4) (c) of the statutes is amended to read:

21 943.455 (4) (c) Except as provided in par. (d), any person who violates sub. (2)
22 (a) to (f) for direct or indirect commercial advantage or private financial gain is guilty
23 of a Class ~~E~~ felony A misdemeanor.[✓]

24 **SECTION 453.** 943.455 (4) (d) of the statutes is amended to read:

SECTION 453

1 943.455 (4) (d) Any person who violates sub. (2) (a) to (f) 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 454.** 943.46 (4) (c) of the statutes is amended to read:

5 943.46 (4) (c) Except as provided in par. (d), any person who violates sub. (2)
6 (a) to (g) for direct or indirect commercial advantage or private financial gain is guilty
7 of a Class ~~E~~ felony A misdemeanor. ✓

8 **SECTION 455.** 943.46 (4) (d) of the statutes is amended to read:

9 943.46 (4) (d) Any person who violates sub. (2) (a) to (g) for direct or indirect
10 commercial advantage or private financial gain as a 2nd or subsequent offense is
11 guilty of a Class ~~D~~ I felony.

12 **SECTION 456.** 943.47 (3) (c) of the statutes is amended to read:

13 943.47 (3) (c) Except as provided in par. (d), any person who violates sub. (2)
14 for direct or indirect commercial advantage or private financial gain is guilty of a
15 Class ~~E~~ felony A misdemeanor.

16 **SECTION 457.** 943.47 (3) (d) of the statutes is amended to read:

17 943.47 (3) (d) Any person who violates sub. (2) for direct or indirect commercial
18 advantage or private financial gain as a 2nd or subsequent offense is guilty of a Class
19 ~~D~~ I felony.

20 **SECTION 458.** 943.50 (4) (b) of the statutes is amended to read:

21 943.50 (4) (b) A Class ~~E~~ I felony, if the value of the merchandise exceeds \$1,000
22 but does not \$2,500 exceed \$5,000. ✓

23 **SECTION 459.** 943.50 (4) (bm) of the statutes is created to read:

24 943.50 (4) (bm) A Class H felony, if the value of the merchandise exceeds \$5,000
25 but does not exceed \$10,000. ✓

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1 **SECTION 460.** 943.50 (4) (c) of the statutes is amended to read:

2 943.50 (4) (c) A Class C G felony, if the value of the merchandise exceeds \$2,500
3 \$10,000.✓

4 **SECTION 461.** 943.60 (1) of the statutes is amended to read:

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

10 **SECTION 462.** 943.61 (5) (b) of the statutes is amended to read:

11 943.61 (5) (b) A Class E I felony, if the value of the library materials exceeds
12 \$1,000 but does not exceed ✓ \$2,500.

13 **SECTION 463.** 943.61 (5) (c) of the statutes is amended to read:

14 943.61 (5) (c) A Class C ✓ H felony, if the value of the library materials exceeds
15 \$2,500.

16 **SECTION 464.** 943.62 (4) (b) of the statutes is amended to read:

17 943.62 (4) (b) A Class E I felony, if the value of the advance payment or required
18 refund, as applicable, exceeds \$500 but does not exceed \$2,500.

19 **SECTION 465.** 943.62 (4) (c) of the statutes is amended to read:

20 943.62 (4) (c) A Class C F felony, if the value of the advance payment or required
21 refund, as applicable, exceeds \$2,500. ✓

22 **SECTION 466.** 943.70 (2) (b) 2. of the statutes is amended to read:

23 943.70 (2) (b) 2. A Class E I felony if the offense is committed to defraud or to
24 obtain property.

25 **SECTION 467.** 943.70 (2) (b) 3. of the statutes is amended to read:

1 943.70 (2) (b) 3. A Class ~~D~~ H felony if the damage is greater than \$2,500 or if
2 it causes an interruption or impairment of governmental operations or public
3 communication, of transportation or of a supply of water, gas or other public service.

4 SECTION 468. 943.70 (2) (b) 4. of the statutes is amended to read:

5 943.70 (2) (b) 4. A Class C F felony if the offense creates a substantial and
6 unreasonable risk of death or great bodily harm to another.

7 SECTION 469. 943.70 (3) (b) 2. of the statutes is amended to read:

8 943.70 (3) (b) 2. A Class E I felony if the offense is committed to defraud or
9 obtain property.

10 SECTION 470. 943.70 (3) (b) 3. of the statutes is amended to read:

11 943.70 (3) (b) 3. A Class ~~D~~ H felony if the damage to the computer, computer
12 system, computer network, equipment or supplies is greater than \$2,500.

13 SECTION 471. 943.70 (3) (b) 4. of the statutes is amended to read:

14 943.70 (3) (b) 4. A Class C F felony if the offense creates a substantial and
15 unreasonable risk of death or great bodily harm to another.

16 SECTION 472. 943.75 (2) of the statutes is amended to read:

17 943.75 (2) Whoever intentionally releases an animal that is lawfully confined
18 for ~~scientific~~ ^{farmin} companionship or protection of persons or property,
19 recreation, ~~restocking, research,~~ ^{SCORE} exhibition, ~~commercial~~ or educational purposes,
20 acting without the consent of the owner or custodian of the animal, is guilty of a Class

21 C misdemeanor. A 2nd violation of this ^{sub} section by a person is a Class A misdemeanor.

22 A 3rd or subsequent violation of this ^{sub} section by a person is a Class E I felony.

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23 SECTION 473. 944.05 (1) (intro.) of the statutes is amended to read:

24 944.05 (1) (intro.) Whoever does any of the following is guilty of a Class E I
25 felony:

1 **SECTION 474.** 944.06 of the statutes is amended to read:

2 **944.06 Incest.** Whoever marries or has nonmarital sexual intercourse with
3 a person he or she knows is a blood relative and such relative is in fact related in a
4 degree within which the marriage of the parties is prohibited by the law of this state
5 is guilty of a Class C F felony.

6 **SECTION 475.** 944.15 (title) of the statutes is repealed and recreated to read:

7 **944.15 (title)** [✓]**Public fornication.**

8 **SECTION 476.** 944.16 (intro.) of the statutes is amended to read:

9 **944.16 Adultery.** (intro.) Whoever does either of the following is guilty of a
10 Class E I [✓]felony:

11 **SECTION 477.** 944.205 (2) (intro.) of the statutes is amended to read:

12 944.205 (2) (intro.) Whoever does any of the following is guilty of a Class E I
13 felony:

14 **SECTION 478.** 944.21 (5) (c) of the statutes is amended to read:

15 944.21 (5) (c) If the person violating sub. (3) or (4) has 2 or more prior
16 convictions under this section, the person is guilty of a Class D H felony.

17 **SECTION 479.** 944.21 (5) (e) of the statutes is amended to read:

18 944.21 (5) (e) Regardless of the number of prior convictions, if the violation
19 under sub. (3) or (4) is for a wholesale transfer or distribution of obscene material,
20 the person is guilty of a Class D H felony.

21 **SECTION 480.** 944.32 of the statutes is amended to read:

22 **944.32 Soliciting prostitutes.** Except as provided under s. 948.08, whoever
23 intentionally solicits or causes any person to practice prostitution or establishes any
24 person in a place of prostitution is guilty of a Class D H felony.

25 **SECTION 481.** 944.33 (2) of the statutes is amended to read:

1 944.33 (2) If the person received compensation from the earnings of the
2 prostitute, such person is guilty of a Class C F felony.

3 **SECTION 482.** 944.34 (intro.) of the statutes is amended to read:

4 **944.34 Keeping place of prostitution.** (intro.) Whoever intentionally does
5 any of the following is guilty of a Class D H felony:

6 **SECTION 483.** 945.03 (1m) (intro.) of the statutes, as affected by 1999 Wisconsin

7 Act 9 is amended to read:

8 945.03 (1m) (intro.) Whoever intentionally does any of the following is engaged
9 in commercial gambling and, except as provided in sub. (2m), is guilty of a Class E
10 I felony:

11 **SECTION 484.** 945.05 (1) (intro.) of the statutes, as affected by 1999 Wisconsin

12 Act 9 is amended to read:

13 945.05 (1) (intro.) Except as provided in subs. (1e) and (1m), whoever
14 manufactures, transfers commercially or possesses with intent to transfer
15 commercially either of the following is guilty of a Class E I felony:

16 **SECTION 485.** 945.08 (1) of the statutes is amended to read:

17 945.08 (1) Any person who, with intent to influence any participant to refrain
18 from exerting full skill, speed, strength or endurance, transfers or promises any
19 property or any personal advantage to or on behalf of any participant in a contest of
20 skill, speed, strength or endurance is guilty of a Class D H felony.

21 **SECTION 486.** 946.02 (1) (intro.) of the statutes is amended to read:

22 946.02 (1) (intro.) Whoever does any of the following is guilty of a Class C F
23 felony:

24 **SECTION 487.** 946.03 (1) (intro.) of the statutes is amended to read:

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

3 **SECTION 488.** 946.03 (2) of the statutes is amended to read:

4 946.03 (2) Whoever permits any premises under his or her care, control or
5 supervision to be used by an assembly with knowledge that the purpose of the
6 assembly is to advocate or teach the duty, necessity, desirability or propriety of
7 overthrowing the government of the United States or this state by the use or threat
8 of physical violence with intent that such government be overthrown or, after
9 learning that the premises are being so used, permits such use to be continued is
10 guilty of a Class E I [✓]felony.

11 **SECTION 489.** 946.05 (1) of the statutes is amended to read:

12 946.05 (1) Whoever intentionally and publicly mutilates, defiles, or casts
13 contempt upon the flag is guilty of a Class E I [✓]felony.

14 **SECTION 490.** 946.10 (intro.) of the statutes is amended to read:

15 **946.10 Bribery of public officers and employes.** (intro.) Whoever does
16 either of the following is guilty of a Class D H [✓]felony:

17 **SECTION 491.** 946.11 (1) (intro.) of the statutes is amended to read:

18 946.11 (1) (intro.) Whoever does the following is guilty of a Class E I felony:

19 **SECTION 492.** 946.12 (intro.) of the statutes is amended to read:

20 **946.12 Misconduct in public office.** (intro.) Any public officer or public
21 employe who does any of the following is guilty of a Class E I [✓]felony:

22 **SECTION 493.** 946.13 (1) (intro.) of the statutes is amended to read:

23 946.13 (1) (intro.) Any public officer or public employe who does any of the
24 following is guilty of a Class E I felony:

25 **SECTION 494.** 946.14 of the statutes is amended to read:

1 **946.14 Purchasing claims at less than full value.** Any public officer or
2 public employe who in a private capacity directly or indirectly intentionally
3 purchases for less than full value or discounts any claim held by another against the
4 state or a political subdivision thereof or against any public fund is guilty of a Class
5 E I felony.

6 **SECTION 495.** 946.15 (1) of the statutes is amended to read:

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

21 **SECTION 496.** 946.15 (3) of the statutes is amended to read:

22 946.15 (3) Any employer or labor organization, or any agent or employe^e of an
23 employer or labor organization, who induces any person who seeks to be or is
24 employed on a project on which a prevailing wage rate determination has been issued
25 by the department of workforce development under s. 66.293 (3), 103.49 (3) or 103.50

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1 (3) or by a local governmental unit, as defined in s. 66.293(1)(d), under s. 66.298(6)
 2 to permit any part of the wages to which that person is entitled under the prevailing
 3 wage rate determination issued by the department or local governmental unit to be
 4 deducted from the person's pay is guilty of a Class ~~E~~ I felony, unless the deduction
 5 would be permitted under 29 CFR 3.5 or 3.6 from a person who is working on a project
 6 that is subject to 40 USC 276c.

7 SECTION 497. 946.31 (1) (intro.) of the statutes is amended to read:

8 946.31 (1) (intro.) Whoever under oath or affirmation orally makes a false
 9 material statement which the person does not believe to be true, in any matter, cause,
 10 action or proceeding, before any of the following, whether legally constituted or
 11 exercising powers as if legally constituted, is guilty of a Class ~~D~~ H felony:

12 SECTION 498. 946.32 (1) (intro.) of the statutes is amended to read:

13 946.32 (1) (intro.) Whoever does either of the following is guilty of a Class ~~D~~
 14 H felony:

15 SECTION 499. 946.41 (2m) (intro.) of the statutes is amended to read:

16 946.41 (2m) (intro.) Whoever violates sub. (1) under all of the following
 17 circumstances is guilty of a Class ~~D~~ H felony:

18 SECTION 500. 946.415 (2) (intro.) of the statutes is amended to read:

19 946.415 (2) (intro.) Whoever intentionally does all of the following is guilty of
 20 a Class ~~E~~ I felony:

21 SECTION 501. 946.42 (3) (intro.) of the statutes is amended to read:

22 946.42 (3) (intro.) A person in custody who intentionally escapes from custody
 23 under any of the following circumstances is guilty of a Class ~~D~~ H felony:

24 SECTION 502. 946.42 (4) of the statutes is repealed.

25 SECTION 503. 946.425 (1) of the statutes is amended to read:

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

4 **SECTION 504.** 946.425 (1m) (b) of the statutes is amended to read:

5 946.425 (1m) (b) Any person who receives a stay of execution of a sentence of
6 imprisonment of 10 or more days to a county jail under s. 973.15 (8) (a) and who
7 intentionally fails to report to the county jail as required under the sentence is guilty
8 of a Class D H felony.

9 **SECTION 505.** 946.425 (1r) (b) of the statutes is amended to read:

10 946.425 (1r) (b) Any person who is subject to a confinement order under s.
11 973.09 (4) as the result of a conviction for a felony and who intentionally fails to
12 report to the county jail or house of correction as required under the order is guilty
13 of a Class D H felony.

14 **SECTION 506.** 946.425 (2) of the statutes is repealed.

15 **SECTION 507.** 946.43 (intro.) of the statutes is amended to read:

16 **946.43 Assaults by prisoners.** (intro.) Any prisoner confined to a state
17 prison or other state, county or municipal detention facility who intentionally does
18 any of the following is guilty of a Class C F felony:

19 **SECTION 508.** 946.44 (1) (intro.) of the statutes is amended to read:

20 946.44 (1) (intro.) Whoever does the following is guilty of a Class D H felony:

21 **SECTION 509.** 946.44 (1g) of the statutes is amended to read:

22 946.44 (1g) Any public officer or public employe who violates sub. (1) (a) or (b)
23 is guilty of a Class C F felony.

24 **SECTION 510.** 946.44 (1m) of the statutes is amended to read:

1 946.44 (1m) Whoever intentionally introduces into an institution where
2 prisoners are detained or transfers to a prisoner any firearm, whether loaded or
3 unloaded, or any article used or fashioned in a manner to lead another person to
4 believe it is a firearm, is guilty of a Class C F felony.

5 **SECTION 511.** 946.47 (1) (intro.) of the statutes is amended to read:

6 946.47 (1) (intro.) Whoever does either of the following is guilty of a Class E I
7 felony:

8 **SECTION 512.** 946.48 (1) of the statutes is amended to read:

9 946.48 (1) Whoever sends, delivers, or causes to be transmitted to another any
10 written or oral communication with intent to induce a false belief that the sender has
11 knowledge of the whereabouts, physical condition, or terms imposed upon the return
12 of a kidnapped or missing person is guilty of a Class D H felony.

13 **SECTION 513.** 946.49 (1) (b) of the statutes is amended to read:

14 946.49 (1) (b) If the offense with which the person is charged is a felony, guilty
15 of a Class D H felony.

16 **SECTION 514.** 946.49 (2) of the statutes is amended to read:

17 946.49 (2) A witness for whom bail has been required under s. 969.01 (3) is
18 guilty of a Class E I felony for failure to appear as provided.

19 **SECTION 515.** 946.50 (5d) of the statutes is created to read:

20 946.50 (5d) A Class F felony, if the person was adjudicated delinquent for
21 committing an act that would be a Class F felony if committed by an adult.

22 **SECTION 516.** 946.50 (5h) of the statutes is created to read:

23 946.50 (5h) A Class G felony, if the person was adjudicated delinquent for
24 committing an act that would be a Class G felony if committed by an adult.

25 **SECTION 517.** 946.50 (5p) of the statutes is created to read:

1 946.50 (5p) A Class H felony, if the person was adjudicated delinquent for
2 committing an act that would be a Class H felony if committed by an adult.

3 **SECTION 518.** 946.50 (5t) of the statutes is created to read:

4 946.50 (5t) A Class I felony, if the person was adjudicated delinquent for
5 committing an act that would be a Class I felony if committed by an adult.

6 **SECTION 519.** 946.60 (1) of the statutes is amended to read:

7 946.60 (1) Whoever intentionally destroys, alters, mutilates, conceals,
8 removes, withholds or transfers possession of a document, knowing that the
9 document has been subpoenaed by a court or by or at the request of a district attorney
10 or the attorney general, is guilty of a Class ~~E~~ I felony.

11 **SECTION 520.** 946.60 (2) of the statutes is amended to read:

12 946.60 (2) Whoever uses force, threat, intimidation or deception, with intent
13 to cause or induce another person to destroy, alter, mutilate, conceal, remove,
14 withhold or transfer possession of a subpoenaed document, knowing that the
15 document has been subpoenaed by a court or by or at the request of a district attorney
16 or the attorney general, is guilty of a Class ~~E~~ I felony.

17 **SECTION 521.** 946.61 (1) (intro.) of the statutes is amended to read:

18 946.61 (1) (intro.) Whoever does any of the following is guilty of a Class ~~D~~ H
19 felony:

20 **SECTION 522.** 946.64 of the statutes is amended to read:

21 **946.64 Communicating with jurors.** Whoever, with intent to influence any
22 person, summoned or serving as a juror, in relation to any matter which is before that
23 person or which may be brought before that person, communicates with him or her
24 otherwise than in the regular course of proceedings in the trial or hearing of that
25 matter is guilty of a Class ~~E~~ I felony.

1 **SECTION 523.** 946.65 (1) of the statutes is amended to read:

2 946.65 (1) Whoever for a consideration knowingly gives false information to
3 any officer of any court with intent to influence the officer in the performance of
4 official functions is guilty of a Class ~~E~~ I felony.

5 **SECTION 524.** 946.68 (1r) (a) of the statutes is amended to read:

6 946.68 (1r) (a) Except as provided in pars. (b) and (c), whoever sends or delivers
7 to another any document which simulates legal process is guilty of a Class ~~E~~ I felony.

8 **SECTION 525.** 946.68 (1r) (b) of the statutes is amended to read:

9 946.68 (1r) (b) If the document under par. (a) is sent or delivered with intent
10 to induce payment of a claim, the person is guilty of a Class ~~D~~ H felony.

11 **SECTION 526.** 946.68 (1r) (c) of the statutes is amended to read:

12 946.68 (1r) (c) If the document under par. (a) simulates any criminal process,
13 the person is guilty of a Class ~~D~~ H felony.

14 **SECTION 527.** 946.69 (2) (intro.) of the statutes is amended to read:

15 946.69 (2) (intro.) Whoever does any of the following is guilty of a Class ~~E~~ I
16 felony:

17 **SECTION 528.** 946.70 (2) of the statutes is amended to read:

18 946.70 (2) Any person violating sub. (1) with the intent to commit or aid or abet
19 the commission of a crime other than the crime under this section is guilty of a Class
20 ~~D~~ H felony.

21 **SECTION 529.** 946.72 (1) of the statutes is amended to read:

22 946.72 (1) Whoever with intent to injure or defraud destroys, damages,
23 removes or conceals any public record is guilty of a Class ~~D~~ H felony.

24 **SECTION 530.** 946.74 (2) of the statutes is amended to read:

1 946.74 (2) Whoever violates sub. (1) with intent to commit a crime against
2 sexual morality with or upon the inmate of the institution is guilty of a Class D H
3 felony.

4 **SECTION 531.** 946.76 of the statutes is amended to read:

5 **946.76 Search warrant; premature disclosure.** Whoever discloses prior
6 to its execution that a search warrant has been applied for or issued, except so far
7 as may be necessary to its execution, is guilty of a Class E I felony.

8 **SECTION 532.** 946.82 (4) of the statutes, as affected by 1999 Wisconsin Act 9,
9 is amended to read:

10 946.82 (4) "Racketeering activity" means any activity specified in 18 USC 1961
11 (1) in effect as of April 27, 1982 or the attempt, conspiracy to commit, or commission
12 of any of the felonies specified in: chs. 945 and 961 and ss. 49.49, 134.05, 139.44 (1),
13 180.0129, 181.0129, 185.825, ^{201.09} ~~200.09~~ (2), 215.12, 221.0625, 221.0636, 221.0637,
14 221.1004, 551.41, 551.42, 551.43, 551.44, 553.41 (3) and (4), 553.52 (2), 940.01,
15 940.19 (3) [✓] (4) to (6), 940.20, 940.201, 940.203, 940.21, 940.30, 940.305, 940.31, 941.20
16 (2) and (3), 941.26, 941.28, 941.298, 941.31, 941.32, 943.01 (2) or (2g), 943.011,
17 943.012, 943.013, 943.02, 943.03, 943.04, 943.05, 943.06, 943.10, 943.20 (3) (b) to (d)
18 (e), 943.201, 943.23 (1g), [✓] (1m), ~~(1r)~~, (2) and (3), 943.24 (2), 943.25, 943.27, 943.28,
19 943.30, 943.32, 943.34 (1) (b), [✓] (bm) and (c), 943.38, 943.39, 943.40, 943.41 (8) (b) and
20 (c), 943.50 (4) (b), [✓] (bm) and (c), ³ 943.60, 943.70, 944.205, 944.21 (5) (c) and (e), 944.32,
21 944.33 (2), 944.34, ³ 945.03 (1m), 945.04 (1m), 945.05 (1), 945.08, 946.10, 946.11,
22 946.12, 946.13, 946.31, 946.32 (1), 946.48, 946.49, 946.61, 946.64, 946.65, 946.72,
23 946.76, 947.015, 948.05, 948.08, 948.12 and 948.30.

24 **SECTION 533.** 946.84 (1) of the statutes is amended to read:

1 946.84 (1) Any person convicted of engaging in racketeering activity in
2 violation of s. 946.83 is guilty of a Class ~~C~~ E felony.

3 **SECTION 534.** 946.85 (1) of the statutes, as affected by 1997 Wisconsin Act 283,
4 is amended to read:

5 946.85 (1) Any person who engages in a continuing criminal enterprise shall
6 ~~be imprisoned for not less than 10 years nor more than 30 years, and fined not more~~
7 ~~than \$10,000 or as provided in s. 946.84 (2). If the court imposes a sentence less than~~
8 ~~the presumptive minimum sentence, it shall place its reasons for doing so on the~~
9 ~~record~~ is guilty of a Class E felony. ✓

10 **SECTION 535.** 947.013 (1t) of the statutes is amended to read:

11 947.013 (1t) Whoever violates sub. (1r) is guilty of a Class ~~E~~ I felony if the ✓
12 person has a prior conviction under this subsection or sub. (1r), (1v) or (1x) or s.
13 940.32 (2), (2m), (3) or (3m) involving the same victim and the present violation
14 occurs within 7 years of the prior conviction.

15 **SECTION 536.** 947.013 (1v) of the statutes is amended to read:

16 947.013 (1v) Whoever violates sub. (1r) is guilty of a Class ~~D~~ H felony if he or ✓
17 she intentionally gains access to a record in electronic format that contains
18 personally identifiable information regarding the victim in order to facilitate the
19 violation under sub. (1r).

20 **SECTION 537.** 947.013 (1x) (intro.) of the statutes is amended to read:

21 947.013 (1x) (intro.) Whoever violates sub. (1r) under all of the following
22 circumstances is guilty of a Class ~~D~~ H felony: ✓

23 **SECTION 538.** 947.015 of the statutes is amended to read:

24 **947.015 Bomb scares.** Whoever intentionally conveys or causes to be
25 conveyed any threat or false information, knowing such to be false, concerning an

1 attempt or alleged attempt being made or to be made to destroy any property by the
2 means of explosives is guilty of a Class ~~E~~ I felony.

3 **SECTION 539.** 948.02 (2) of the statutes is amended to read:

4 948.02 (2) SECOND DEGREE SEXUAL ASSAULT. Whoever has sexual contact or
5 sexual intercourse with a person who has not attained the age of 16 years is guilty
6 of a Class ~~B~~ C felony.

7 **SECTION 540.** 948.02 (3) of the statutes is amended to read:

8 948.02 (3) FAILURE TO ACT. A person responsible for the welfare of a child who
9 has not attained the age of 16 years is guilty of a Class ~~C~~ F felony if that person has
10 knowledge that another person intends to have, is having or has had sexual
11 intercourse or sexual contact with the child, is physically and emotionally capable
12 of taking action which will prevent the intercourse or contact from taking place or
13 being repeated, fails to take that action and the failure to act exposes the child to an
14 unreasonable risk that intercourse or contact may occur between the child and the
15 other person or facilitates the intercourse or contact that does occur between the
16 child and the other person.

17 **SECTION 541.** 948.02 (3m) [✓] of the statutes is repealed.

18 **SECTION 542.** 948.025 (1) of the statutes is renumbered 948.025 (1) (intro.) and
19 amended to read:

20 948.025 (1) (intro.) Whoever commits 3 or more violations under s. 948.02 (1)
21 or (2) within a specified period of time involving the same child is guilty of a:

22 (a) A Class B felony if at least 3 of the violations were violations of s. 948.02 (1). [✓]

23 **SECTION 543.** 948.025 (1) (b) of the statutes is created to read:

24 948.025 (1) (b) A Class C felony if fewer than 3 of the violations were violations
25 of s. 948.02 (1).

1 **SECTION 544.** 948.025 (2) of the statutes is renumbered 948.025 (2) (b) and
2 amended to read:

3 948.025 (2) (b) If an action under sub. (1) (b) is tried to a jury, in order to find
4 the defendant guilty the members of the jury must unanimously agree that at least
5 3 violations of s. 948.02 (1) or (2) occurred within the time specified period applicable
6 under sub. (1) of time but need not agree on which acts constitute the requisite
7 number and need not agree on whether a particular violation was a violation of s.
8 948.02 (1) or (2).

9 **SECTION 545.** 948.025 (2) (a) of the statutes is created to read:

10 948.025 (2) (a) If an action under sub. (1) (a) is tried to a jury, in order to find
11 the defendant guilty the members of the jury must unanimously agree that at least
12 3 violations of s. 948.02 (1) occurred within the specified period of time but need not
13 agree on which acts constitute the requisite number.

14 **SECTION 546.** 948.025 (2m) of the statutes is repealed.

15 **SECTION 547.** 948.03 (2) (a) of the statutes is amended to read:

16 948.03 (2) (a) Whoever intentionally causes great bodily harm to a child is
17 guilty of a Class ~~C~~ E felony.

18 **SECTION 548.** 948.03 (2) (b) of the statutes is amended to read:

19 948.03 (2) (b) Whoever intentionally causes bodily harm to a child is guilty of
20 a Class ~~D~~ H felony.

21 **SECTION 549.** 948.03 (2) (c) of the statutes is amended to read:

22 948.03 (2) (c) Whoever intentionally causes bodily harm to a child by conduct
23 which creates a high probability of great bodily harm is guilty of a Class ~~C~~ F felony.

24 **SECTION 550.** 948.03 (3) (a) of the statutes is amended to read:

1 948.03 (3) (a) Whoever recklessly causes great bodily harm to a child is guilty
2 of a Class ~~D~~ G felony.

3 **SECTION 551.** 948.03 (3) (b) of the statutes is amended to read:

4 948.03 (3) (b) Whoever recklessly causes bodily harm to a child is guilty of a
5 Class ~~E~~ I felony.

6 **SECTION 552.** 948.03 (3) (c) of the statutes is amended to read:

7 948.03 (3) (c) Whoever recklessly causes bodily harm to a child by conduct
8 which creates a high probability of great bodily harm is guilty of a Class ~~D~~ H felony.

9 **SECTION 553.** 948.03 (4) (a) of the statutes is amended to read:

10 948.03 (4) (a) A person responsible for the child's welfare is guilty of a Class
11 ~~C~~ F felony if that person has knowledge that another person intends to cause, is
12 causing or has intentionally or recklessly caused great bodily harm to the child and
13 is physically and emotionally capable of taking action which will prevent the bodily
14 harm from occurring or being repeated, fails to take that action and the failure to act
15 exposes the child to an unreasonable risk of great bodily harm by the other person
16 or facilitates the great bodily harm to the child that is caused by the other person.

17 **SECTION 554.** 948.03 (4) (b) of the statutes is amended to read:

18 948.03 (4) (b) A person responsible for the child's welfare is guilty of a Class
19 ~~D~~ H felony if that person has knowledge that another person intends to cause, is
20 causing or has intentionally or recklessly caused bodily harm to the child and is
21 physically and emotionally capable of taking action which will prevent the bodily
22 harm from occurring or being repeated, fails to take that action and the failure to act
23 exposes the child to an unreasonable risk of bodily harm by the other person or
24 facilitates the bodily harm to the child that is caused by the other person.

25 **SECTION 555.** 948.03 (5) [✓] of the statutes is repealed.

1 **SECTION 556.** 948.04 (1) of the statutes is amended to read:

2 948.04 (1) Whoever is exercising temporary or permanent control of a child and
3 causes mental harm to that child by conduct which demonstrates substantial
4 disregard for the mental well-being of the child is guilty of a Class C F felony.

5 **SECTION 557.** 948.04 (2) of the statutes is amended to read:

6 948.04 (2) A person responsible for the child's welfare is guilty of a Class C F
7 felony if that person has knowledge that another person has caused, is causing or will
8 cause mental harm to that child, is physically and emotionally capable of taking
9 action which will prevent the harm, fails to take that action and the failure to act
10 exposes the child to an unreasonable risk of mental harm by the other person or
11 facilitates the mental harm to the child that is caused by the other person.

12 **SECTION 558.** 948.05 (1) (intro.) of the statutes is amended to read:

13 948.05 (1) (intro.) Whoever does any of the following with knowledge of the
14 character and content of the sexually explicit conduct involving the child is guilty of
15 a Class C F felony:

16 **SECTION 559.** 948.05 (1m) of the statutes, as affected by 1999 Wisconsin Act 3,
17 is amended to read:

18 948.05 (1m) Whoever produces, performs in, profits from, promotes, imports
19 into the state, reproduces, advertises, sells, distributes or possesses with intent to
20 sell or distribute, any undeveloped film, photographic negative, photograph, motion
21 picture, videotape, sound recording or other reproduction of a child engaging in
22 sexually explicit conduct is guilty of a Class C F felony if the person knows the
23 character and content of the sexually explicit conduct involving the child and if the
24 person knows or reasonably should know that the child engaging in the sexually
25 explicit conduct has not attained the age of 18 years.

1 **SECTION 560.** 948.05 (2) of the statutes, as affected by 1999 Wisconsin Act 3,
2 is amended to read:

3 **948.05 (2)** A person responsible for a child's welfare who knowingly permits,
4 allows or encourages the child to engage in sexually explicit conduct for a purpose
5 proscribed in sub. (1) (a) or (b) or (1m) is guilty of a Class ~~C~~ **F** felony.

6 **SECTION 561.** 948.055 (2) (a) of the statutes is amended to read:

7 **948.055 (2) (a)** A Class ~~C~~ **F** felony if the child has not attained the age of 13
8 years.

9 **SECTION 562.** 948.055 (2) (b) of the statutes is amended to read:

10 **948.055 (2) (b)** A Class ~~D~~ **H** felony if the child has attained the age of 13 years
11 but has not attained the age of 18 years.

12 **SECTION 563.** 948.06 (intro.) of the statutes is amended to read:

13 **948.06 Incest with a child.** (intro.) Whoever does any of the following is
14 guilty of a Class ~~B~~ **C** felony:

15 **SECTION 564.** 948.07 (intro.) of the statutes is amended to read:

16 **948.07 Child enticement.** (intro.) Whoever, with intent to commit any of the
17 following acts, causes or attempts to cause any child who has not attained the age
18 of 18 years to go into any vehicle, building, room or secluded place is guilty of a Class
19 ~~B~~ **D** felony:

20 **SECTION 565.** 948.08 of the statutes is amended to read:

21 **948.08 Soliciting a child for prostitution.** Whoever intentionally solicits
22 or causes any child to practice prostitution or establishes any child in a place of
23 prostitution is guilty of a Class ~~B~~ **C** D felony.

24 **SECTION 566.** 948.095 (2) (intro.) of the statutes is amended to read:

1 948.095 (2) (intro.) Whoever has sexual contact or sexual intercourse with a
2 child who has attained the age of 16 years and who is not the defendant's spouse is
3 guilty of a Class ~~D~~ H felony if all of the following apply:

4 **SECTION 567.** 948.11 (2) (a) of the statutes is amended to read:

5 948.11 (2) (a) Whoever, with knowledge of the nature of the material, sells,
6 rents, exhibits, transfers or loans to a child any harmful material, with or without
7 monetary consideration, is guilty of a Class ~~E~~ I felony.

8 **SECTION 568.** 948.11 (2) (am) of the statutes is amended to read:

9 948.11 (2) (am) Any person who has attained the age of 17 and who, with
10 knowledge of the nature of the description or narrative account, verbally
11 communicates, by any means, a harmful description or narrative account to a child,
12 with or without monetary consideration, is guilty of a Class ~~E~~ I felony.

13 **SECTION 569.** 948.12 (intro.) of the statutes is amended to read:

14 **948.12 Possession of child pornography.** (intro.) Whoever possesses any
15 undeveloped film, photographic negative, photograph, motion picture, videotape or
16 other pictorial reproduction or audio recording of a child engaged in sexually explicit
17 conduct under all of the following circumstances is guilty of a Class ~~E~~ I felony:

18 **SECTION 570.** 948.13 (2) of the statutes is amended to read:

19 948.13 (2) Whoever has been convicted of a serious child sex offense and
20 subsequently engages in an occupation or participates in a volunteer position that
21 requires him or her to work or interact primarily and directly with children under
22 16 years of age is guilty of a Class ~~C~~ F felony. This subsection does not apply to a
23 person who is exempt under a court order issued under sub. (2m).

24 **SECTION 571.** 948.20 of the statutes is amended to read:

1 **948.20 Abandonment of a child.** Whoever, with intent to abandon the child,
2 leaves any child in a place where the child may suffer because of neglect is guilty of
3 a Class ~~D~~ G felony.

4 **SECTION 572.** 948.21 (1) of the statutes is amended to read:

5 948.21 (1) Any person who is responsible for a child's welfare who, through his
6 or her actions or failure to take action, intentionally contributes to the neglect of the
7 child is guilty of a Class A misdemeanor or, if death is a consequence, a Class ~~C~~ D
8 felony.

9 **SECTION 573.** 948.22 (2) of the statutes is amended to read:

10 948.22 (2) Any person who intentionally fails for 120 or more consecutive days
11 to provide spousal, grandchild or child support which the person knows or reasonably
12 should know the person is legally obligated to provide is guilty of a Class ~~E~~ I felony.
13 A prosecutor may charge a person with multiple counts for a violation under this
14 subsection if each count covers a period of at least 120 consecutive days and there is
15 no overlap between periods.

16 **SECTION 574.** 948.23 of the statutes is amended to read:

17 **948.23 Concealing death of child.** Any person who conceals the corpse of
18 any issue of a woman's body with intent to prevent a determination of whether it was
19 born dead or alive is guilty of a Class ~~E~~ I felony.

20 **SECTION 575.** 948.24 (1) (intro.) of the statutes is amended to read:

21 948.24 (1) (intro.) Whoever does any of the following is guilty of a Class ~~D~~ H
22 felony:

23 **SECTION 576.** 948.30 (1) (intro.) of the statutes is amended to read:

24 948.30 (1) (intro.) Any person who, for any unlawful purpose, does any of the
25 following is guilty of a Class ~~C~~ E felony:

1 **SECTION 577.** 948.30 (2) (intro.) of the statutes is amended to read:

2 948.30 (2) (intro.) Any person who, for any unlawful purpose, does any of the
3 following is guilty of a Class B C felony:

4 **SECTION 578.** 948.31 (1) (b) of the statutes is amended to read:

5 948.31 (1) (b) Except as provided under chs. 48 and 938, whoever intentionally
6 causes a child to leave, takes a child away or withholds a child for more than 12 hours
7 beyond the court-approved period of physical placement or visitation period from a
8 legal custodian with intent to deprive the custodian of his or her custody rights
9 without the consent of the custodian is guilty of a Class C F felony. This paragraph
10 is not applicable if the court has entered an order authorizing the person to so take
11 or withhold the child. The fact that joint legal custody has been awarded to both
12 parents by a court does not preclude a court from finding that one parent has
13 committed a violation of this paragraph.

14 **SECTION 579.** 948.31 (2) of the statutes is amended to read:

15 948.31 (2) Whoever causes a child to leave, takes a child away or withholds a
16 child for more than 12 hours from the child's parents or, in the case of a nonmarital
17 child whose parents do not subsequently intermarry under s. 767.60, from the child's
18 mother or, if he has been granted legal custody, the child's father, without the consent
19 of the parents, the mother or the father with legal custody, is guilty of a Class E I
20 felony. This subsection is not applicable if legal custody has been granted by court
21 order to the person taking or withholding the child.

22 **SECTION 580.** 948.31 (3) (intro.) of the statutes is amended to read:

23 948.31 (3) (intro.) Any parent, or any person acting pursuant to directions from
24 the parent, who does any of the following is guilty of a Class C F felony:

25 **SECTION 581.** 948.35 of the statutes is repealed.

1 **SECTION 582.** 948.36[✓] of the statutes is repealed.

2 **SECTION 583.** 948.40 (4) (a) of the statutes is amended to read:

3 948.40 (4) (a) If death is a consequence, the person is guilty of a Class C D
4 felony; or

5 **SECTION 584.** 948.40 (4) (b) of the statutes is amended to read:

6 948.40 (4) (b) If the child's act which is encouraged or contributed to is a
7 violation of a state or federal criminal law which is punishable as a felony, the person
8 is guilty of a Class D H felony.

9 **SECTION 585.** 948.51 (3) (b) of the statutes is amended to read:

10 948.51 (3) (b) A Class E H felony if the act results in great bodily harm or death
11 to another.

12 **SECTION 586.** 948.51 (3) (c) of the statutes is created to read:

13 948.51 (3) (c) A Class G[✓] felony if the act results in the death of another.

14 **SECTION 587.** 948.60 (2) (b) of the statutes is amended to read:

15 948.60 (2) (b) Except as provided in par. (c), any person who intentionally sells,
16 loans or gives a dangerous weapon to a person under 18 years of age is guilty of a
17 Class E I felony.

18 **SECTION 588.** 948.60 (2) (c) of the statutes is amended to read:

19 948.60 (2) (c) Whoever violates par. (b) is guilty of a Class D H felony if the
20 person under 18 years of age under par. (b) discharges the firearm and the discharge
21 causes death to himself, herself or another.

22 **SECTION 589.** 948.605 (2) (a) of the statutes is amended to read:

23 948.605 (2) (a) Any individual who knowingly possesses a firearm at a place
24 that the individual knows, or has reasonable cause to believe, is a school zone is
25 guilty of a Class A ~~misdemeanor~~ I felony.