

### 2001 DRAFTING REQUEST

#### Bill

Received: **02/14/2001**

Received By: **mdsida**

Wanted: **As time permits**

Identical to LRB:

For: **Jennifer Shilling (608) 266-5780**

By/Representing: **Karla**

This file may be shown to any legislator: **NO**

Drafter: **mdsida**

May Contact: **Rep. Shilling**

Addl. Drafters:

Subject: **Criminal Law - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Shilling@legis.state.wi.us**

Carbon copy (CC:) to:

---

#### Pre Topic:

No specific pre topic given

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#### Topic:

Battery

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#### Instructions:

Amend definition of substantial bodily harm to include lacerations treated with dermabond

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#### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mdsida 03/29/2001	jdye 03/30/2001					
/1		jdye 11/26/2001	jfrantze 03/30/2001		lrb_docadmin 03/30/2001		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/2			jfrantze 11/27/2001	_____ _____	lrb_docadmin 11/27/2001	lrb_docadmin 02/04/2002	

FE Sent For  
*none  
needed*

<END>

**2001 DRAFTING REQUEST**

**Bill**

Received: 02/14/2001

Received By: mdsida

Wanted: As time permits

Identical to LRB:

For: James Kreuser (608) 266-5504

By/Representing: Nancy

This file may be shown to any legislator: NO

Drafter: mdsida

May Contact: Rep. Shilling

Addl. Drafters:

Subject: Criminal Law - miscellaneous

Extra Copies:

Submit via email: NO

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**Pre Topic:**

No specific pre topic given

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**Topic:**

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**Instructions:**

Amend definition of substantial bodily harm to include lacerations treated with dermabond

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/?	mdsida 03/29/2001	jdyer 03/30/2001		_____			
/1		jdyer 11/26/2001	jfrantze 03/30/2001	_____	lrb_docadmin 03/30/2001		
/2			jfrantze 11/27/2001	_____	lrb_docadmin 11/27/2001		

FE Sent For:

**2001 DRAFTING REQUEST**

**Bill**

Received: **02/14/2001**

Received By: **mdsida**

Wanted: **As time permits**

Identical to LRB:

For: **James Kreuser (608) 266-5504**

By/Representing: **Nancy**

This file may be shown to any legislator: **NO**

Drafter: **mdsida**

May Contact:

Addl. Drafters:

Subject: **Criminal Law - miscellaneous**

Extra Copies:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

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/?	mdsida 03/29/2001	jdye 03/30/2001					
/1		1/2 11/26 jld	jfrantze 03/30/2001		lrb_docadmin 03/30/2001		
FE Sent For:			26 11/27				

<END>

2001 DRAFTING REQUEST

Bill

Received: 02/14/2001

Received By: mdsida

Wanted: As time permits

Identical to LRB:

For: James Kreuser (608) 266-5504

By/Representing: Nancy

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Drafter: mdsida

May Contact:

Alt. Drafters:

Subject: Criminal Law - miscellaneous

Extra Copies:

Pre Topic:

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Topic:

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Instructions:

Amend definition of substantial bodily harm to include lacerations treated with dermabond

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1/?	mdsida	1 3/28 jld	2/23/00	Self 3/90			

FE Sent For:

<END>



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRB-25227

MGD:.....

D-note

1  
jd

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Sorn

Gen

1 AN ACT ...; relating to: battery and providing a penalty.

*Analysis by the Legislative Reference Bureau*

Under current law, a person who causes bodily harm to another person without that person's consent by an act done with the intent to harm that person or a third person is guilty of battery. The penalty imposed for battery depends on the extent of the bodily harm suffered by the victim and the extent of the bodily harm that the defendant intended to inflict. If, for example, the defendant caused substantial bodily harm to the victim and intended to cause substantial bodily harm, he or she may be fined up to \$10,000 or imprisoned for up to ten years or both. But if the defendant caused great bodily harm while intending to cause substantial or great bodily harm, the maximum term of imprisonment is 15 years.

Current law defines the terms "bodily harm," "substantial bodily harm," and "great bodily harm." Under current law, "substantial bodily harm" means bodily injury that causes a laceration that requires stitches; any fracture of a bone; a burn; a temporary loss of consciousness, sight, or hearing; a concussion; or a loss or fracture of a tooth. This bill revises the definition of "substantial bodily harm" so that it includes a laceration that requires the application of dermabond or any other cyanoacrylate tissue adhesive.

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

2 SECTION 1. 939.22 (38) of the statutes is amended to read:

1           939.22 (38) "Substantial bodily harm" means bodily injury that causes a  
2 laceration that requires stitches or a cyanoacrylate <sup>✓</sup>tissue adhesive; any fracture of  
3 a bone; a burn; a temporary loss of consciousness, sight or hearing; a concussion; or  
4 a loss or fracture of a tooth.

History: 1971 c. 219; 1973 c. 336; 1977 c. 173; 1979 c. 89, 221; 1981 c. 79 s. 17; 1981 c. 89, 348; 1983 a. 17, 459; 1985 a. 146 s. 8; 1987 a. 332, 399; 1993 a. 98, 213, 227, 441, 486; 1995 a. 69, 436, 448; 1997 a. 143, 295.

5

**(END)**

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-2522/9dn

MGD:.....  
Jld

Nancy:

\* Dermabond is a type of cyanoacrylate<sup>✓</sup> tissue adhesive. I used the generic description so that if similar skin adhesives are developed in the future, the statute will not need to be amended.

Michael Dsida  
Legislative Attorney  
Phone: (608) 266-9867



**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-2522/1dn  
MGD:jld:jf

March 30, 2001

Nancy:

Dermabond is a type of cyanoacrylate tissue adhesive. I used the generic description so that, if similar skin adhesives are developed in the future, the statute will not need to be amended.

Michael Dsida  
Legislative Attorney  
Phone: (608) 266-9867



2001 BILL

Soon

retrieve from hold

Regen

1 AN ACT to amend 939.22 (38) of the statutes; relating to: battery and providing  
2 a penalty.

*Analysis by the Legislative Reference Bureau*

Under current law, a person who causes bodily harm to another person without that person's consent by an act done with the intent to harm that person or a third person is guilty of battery. The penalty imposed for battery depends on the extent of the bodily harm suffered by the victim and the extent of the bodily harm that the defendant intended to inflict. If, for example, the defendant caused substantial bodily harm to the victim and intended to cause substantial bodily harm, he or she may be fined up to \$10,000 or imprisoned for up to ten years or both. But if the defendant caused great bodily harm while intending to cause substantial or great bodily harm, the maximum term of imprisonment is 15 years.

Current law defines the terms "bodily harm," "substantial bodily harm," and "great bodily harm." Under current law, "substantial bodily harm" means bodily injury that causes a laceration that requires stitches; any fracture of a bone; a burn; a temporary loss of consciousness, sight, or hearing; a concussion; or a loss or fracture of a tooth. This bill revises the definition of "substantial bodily harm" so that it includes a laceration that requires the application of dermabond or any other ~~cyanacrylate~~ tissue adhesive in lieu of stitches.

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

**BILL**

*in lieu of stitches* ✓

1  
2  
3  
4  
5  
6

**SECTION 1.** 939.22 (38) of the statutes is amended to read:

939.22 (38) "Substantial bodily harm" means bodily injury that causes a laceration that requires stitches or a cyanoacrylate tissue adhesive; any fracture of a bone; a burn; a temporary loss of consciousness, sight or hearing; a concussion; or a loss or fracture of a tooth.

(END)

**Barman, Mike**

---

**From:** Dsida, Michael  
**Sent:** Monday, February 04, 2002 10:57 AM  
**To:** LRB.Legal  
**Subject:** please jacket lrb-2522 for schilling for assembly

thanks

Mike Dsida  
Legislative Reference Bureau  
608/266-9867  
michael.dsida@state.legis.wi.us

**Barman, Mike**

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**From:** Dsida, Michael  
**Sent:** Monday, February 04, 2002 4:35 PM  
**To:** LRB.Legal  
**Subject:** RE: please jacket lrb-2522 for schilling for assembly

The requester on this bill was originally Rep. Kreuser, and that's where the jacketed bill ended up, even though Rep. Schilling is now the requester. Rep. K's office is sending the jacket to Rep. S, but I thought you should know about this.

Mike

-----Original Message-----

**From:** Dsida, Michael  
**Sent:** Monday, February 04, 2002 10:57 AM  
**To:** LRB.Legal  
**Subject:** please jacket lrb 2522 for schilling for assembly

thanks

Mike Dsida  
Legislative Reference Bureau  
608/266-9867  
michael.dsida@state.legis.wi.us