

1 Residents subject to s. 303.01 (1) (b) are not included under par. (a) but they are  
2 eligible for worker's compensation benefits under ch. 102.

3 **SECTION 431.** 304.06 (1) (b) of the statutes is amended to read:

4 304.06 (1) (b) Except as provided in s. 961.49 (2), 1999 stats., sub. (1m) or s.  
5 302.045 (3), ~~961.49 (2)~~, 973.01 (6) or 973.0135, the parole commission may parole an  
6 inmate of the Wisconsin state prisons or any felon or any person serving at least one  
7 year or more in a county house of correction or a county reforestation camp organized  
8 under s. 303.07, when he or she has served 25% of the sentence imposed for the  
9 offense, or 6 months, whichever is greater. Except as provided in s. 939.62 (2m) (c)  
10 or 973.014 (1) (b) or (c), (1g) or (2), the parole commission may parole an inmate  
11 serving a life term when he or she has served 20 years, as modified by the formula  
12 under s. 302.11 (1) and subject to extension under s. 302.11 (1q) and (2), if applicable.  
13 The person serving the life term shall be given credit for time served prior to  
14 sentencing under s. 973.155, including good time under s. 973.155 (4). The secretary  
15 may grant special action parole releases under s. 304.02. The department or the  
16 parole commission shall not provide any convicted offender or other person  
17 sentenced to the department's custody any parole eligibility or evaluation until the  
18 person has been confined at least 60 days following sentencing.

19 **SECTION 432.** 304.06 (1q) of the statutes is repealed.

20 **SECTION 433.** 304.071 (2) of the statutes is amended to read:

21 304.071 (2) If a prisoner is not eligible for parole under s. 961.49 (2), 1999 stats.  
22 or s. 939.62 (2m) (c), ~~961.49 (2)~~, 973.01 (6), 973.014 (1) (c) or (1g) or 973.032 (5), he  
23 or she is not eligible for parole under this section.

24 **SECTION 434.** 304.11 (3) of the statutes is amended to read:

1           304.11 (3) If upon inquiry it further appears to the governor that the convicted  
2 person has violated or failed to comply with any of those conditions, the governor may  
3 issue his or her warrant remanding the person to the institution from which  
4 discharged, and the person shall be confined and treated as though no pardon had  
5 been granted, except that the person loses any applicable good time which he or she  
6 had earned. If the person is returned to prison, the person is subject to the same  
7 limitations as a revoked parolee under s. 302.11 (7). The department shall determine  
8 the period of incarceration under s. 302.11 (7) ~~(a)~~ (am). If the governor determines  
9 the person has not violated or failed to comply with the conditions, the person shall  
10 be discharged subject to the conditional pardon.

11           **SECTION 435.** 341.605 (3) of the statutes is amended to read:

12           341.605 (3) Whoever violates sub. (1) or (2) ~~may be fined not more than \$5,000~~  
13 ~~or imprisoned for not more than 7 years and 6 months, or both, for each violation is~~  
14 guilty of a Class H felony.

15           **SECTION 436.** 342.06 (2) of the statutes is amended to read:

16           342.06 (2) Any person who knowingly makes a false statement in an  
17 application for a certificate of title ~~may be fined not more than \$5,000 or imprisoned~~  
18 ~~not more than 7 years and 6 months or both is guilty of a Class H felony.~~

19           **SECTION 437.** 342.065 (4) (b) of the statutes is amended to read:

20           342.065 (4) (b) Any person who violates sub. (1) with intent to defraud ~~may be~~  
21 ~~fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months~~  
22 ~~or both is guilty of a Class H felony.~~

23           **SECTION 438.** 342.155 (4) (b) of the statutes is amended to read:

1           342.155 (4) (b) Any person who violates this section with intent to defraud may  
2 be fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months  
3 or both is guilty of Class H felony.

4           **SECTION 439.** 342.156 (6) (b) of the statutes is amended to read:

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

8           **SECTION 440.** 342.30 (3) (a) of the statutes is amended to read:

9           342.30 (3) (a) Any person who violates sub. (1g) ~~may be fined not more than~~  
10 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a  
11 Class H felony.

12           **SECTION 441.** 342.32 (3) of the statutes is amended to read:

13           342.32 (3) Whoever violates sub. (1) or (2) ~~may be fined not more than \$5,000~~  
14 ~~or imprisoned for not more than 7 years and 6 months, or both, for each violation~~ is  
15 guilty of a Class H felony.

16           **SECTION 442.** 343.31 (1) (i) of the statutes is amended to read:

17           343.31 (1) (i) Knowingly fleeing or attempting to elude a traffic officer under  
18 s. 346.04 (3).

19           **SECTION 443.** 343.31 (3) (d) (intro.) of the statutes is amended to read:

20           343.31 (3) (d) (intro.) Any person convicted of knowingly fleeing or attempting  
21 to elude a traffic officer under s. 346.04 (3) shall have his or her operating privilege  
22 revoked as follows:

23           **SECTION 444.** 344.48 (2) of the statutes is amended to read:

24           344.48 (2) Any person violating this section may be fined not more than \$1,000  
25 \$10,000 or imprisoned for not more than 2 years 9 months or both.

1           **SECTION 445.** 346.04 (2t) of the statutes is created to read:

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

6           **SECTION 446.** 346.04 (4) of the statutes is created to read:

7           346.04 (4) Subsection (2t) is not an included offense of sub. (3), but a person may  
8 not be convicted of violating both subs. (2t) and (3) for acts arising out of the same  
9 incident or occurrence.

10          **SECTION 447.** 346.17 (2t) of the statutes is created to read:

11          346.17 (2t) Any person violating s. 346.04 (2t) may be fined not more than  
12 \$10,000 or imprisoned for not more than 9 months or both.

13          **SECTION 448.** 346.17 (3) (a) of the statutes is amended to read:

14          346.17 (3) (a) Except as provided in par. (b), (c) or (d), any person violating s.  
15 346.04 (3) ~~shall be fined not less than \$600 nor more than \$10,000 and may be~~  
16 ~~imprisoned for not more than 3 years~~ is guilty of a Class I felony.

17          **SECTION 449.** 346.17 (3) (b) of the statutes is amended to read:

18          346.17 (3) (b) If the violation results in bodily harm, as defined in s. 939.22 (4),  
19 to another, or causes damage to the property of another, as defined in s. 939.22 (28),  
20 the person ~~shall be fined not less than \$1,000 nor more than \$10,000 and may be~~  
21 ~~imprisoned for not more than 3 years~~ is guilty of a Class H felony.

22          **SECTION 450.** 346.17 (3) (c) of the statutes is amended to read:

23          346.17 (3) (c) If the violation results in great bodily harm, as defined in s. 939.22  
24 (14), to another, the person ~~shall be fined not less than \$1,100 nor more than \$10,000~~  
25 ~~and may be imprisoned for not more than 3 years~~ is guilty of a Class F felony.

1           **SECTION 451.** 346.17 (3) (d) of the statutes is amended to read:

2           346.17 (3) (d) If the violation results in the death of another, the person shall  
3           be fined not less than \$1,100 nor more than \$10,000 and may be imprisoned for not  
4           more than 7 years and 6 months is guilty of a Class E felony.

5           **SECTION 452.** 346.175 (1) (a) of the statutes is amended to read:

6           346.175 (1) (a) Subject to s. 346.01 (2), the owner of a vehicle involved in a  
7           violation of s. 346.04 (2t) or (3) for fleeing a traffic officer shall be presumed liable for  
8           the violation as provided in this section.

9           **SECTION 453.** 346.175 (1) (b) of the statutes is amended to read:

10          346.175 (1) (b) Notwithstanding par. (a), no owner of a vehicle involved in a  
11          violation of s. 346.04 (2t) or (3) for fleeing a traffic officer may be convicted under this  
12          section if the person operating the vehicle or having the vehicle under his or her  
13          control at the time of the violation has been convicted for the violation under this  
14          section or under s. 346.04 (2t) or (3).

15          **SECTION 454.** 346.175 (4) (b) of the statutes is amended to read:

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

23          **SECTION 455.** 346.175 (4) (c) of the statutes is amended to read:

24          346.175 (4) (c) If the vehicle is owned by a lessor of vehicles and at the time of  
25          the violation the vehicle was in the possession of a lessee, and the lessor provides a

1 traffic officer employed by the authority issuing the citation with the information  
2 required under s. 343.46 (3), then the lessee and not the lessor shall be liable under  
3 this section or under s. 346.04 (2t) or (3).

4 **SECTION 456.** 346.175 (4) (d) of the statutes is amended to read:

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

12 **SECTION 457.** 346.175 (5) (intro.) of the statutes is amended to read:

13 346.175 (5) (intro.) Notwithstanding the penalty otherwise specified under s.  
14 346.17 (2t) or (3) for a violation of s. 346.04 (2t) or (3):

15 **SECTION 458.** 346.175 (5) (a) of the statutes is amended to read:

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

19 **SECTION 459.** 346.65 (2) (e) of the statutes is amended to read:

20 346.65 (2) (e) Except as provided in pars. (f) and (g), is guilty of a Class H felony  
21 and shall be fined not less than \$600 ~~nor more than \$2,000~~ and imprisoned for not  
22 less than 6 months ~~nor more than 5 years~~ if the number of convictions under ss.  
23 940.09 (1) and 940.25 in the person's lifetime, plus the total number of suspensions,  
24 revocations and other convictions counted under s. 343.307 (1), equals 5 or more,

1 except that suspensions, revocations or convictions arising out of the same incident  
2 or occurrence shall be counted as one.

3 **SECTION 460.** 346.65 (5) of the statutes is amended to read:

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

7 **SECTION 461.** 346.74 (5) (b) of the statutes is amended to read:

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

12 **SECTION 462.** 346.74 (5) (c) of the statutes is amended to read:

13 346.74 (5) (c) ~~May be fined not more than \$10,000 or imprisoned not more than~~  
14 ~~3 years or both~~ Is guilty of a Class I felony if the accident involved injury to a person  
15 and the person suffered great bodily harm.

16 **SECTION 463.** 346.74 (5) (d) of the statutes is amended to read:

17 346.74 (5) (d) ~~May be fined not more than \$10,000 or imprisoned not more than~~  
18 ~~7 years and 6 months or both~~ Is guilty of a Class H felony if the accident involved  
19 death to a person.

20 **SECTION 464.** 350.11 (2m) of the statutes is amended to read:

21 350.11 (2m) Any person who violates s. 350.135 (1) ~~shall be fined not more than~~  
22 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class H felony  
23 if the violation causes the death or injury, as defined in s. 30.67 (3) (b), of another  
24 person.

25 **SECTION 465.** 351.07 (2) (a) of the statutes is renumbered 351.07 (2).

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1           **SECTION 466.** 351.07 (2) (b) of the statutes is repealed.

2           **SECTION 467.** 446.07 of the statutes is amended to read:

3           **446.07 Penalty.** Anyone violating this chapter may be fined not less than \$100  
4           nor more than \$500 \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or  
5           both.

6           **SECTION 468.** 447.09 of the statutes is amended to read:

7           **447.09 Penalties.** Any person who violates this chapter may be fined not more  
8           than \$1,000 or imprisoned for not more than one year in the county jail or both for  
9           the first offense and ~~may be fined not more than \$2,500 or imprisoned for not more~~  
10          ~~than 3 years or both~~ is guilty of a Class I felony for the 2nd or subsequent conviction  
11          within 5 years.

12          **SECTION 469.** 450.11 (9) (b) of the statutes is amended to read:

13          450.11 (9) (b) Any person who delivers, or who possesses with intent to  
14          manufacture or deliver, a prescription drug in violation of this section ~~may be fined~~  
15          ~~not more than \$10,000 or imprisoned for not more than 7 years and 6 months or both~~  
16          is guilty of a Class H felony.

17          **SECTION 470.** 450.14 (5) of the statutes is amended to read:

18          450.14 (5) Any person who violates this section ~~may be fined not less than \$100~~  
19          ~~nor more than \$1,000 or imprisoned for not less than one year nor more than 7 years~~  
20          ~~and 6 months or both~~ is guilty of a Class H felony.

21          **SECTION 471.** 450.15 (2) of the statutes is amended to read:

22          450.15 (2) Any person who violates this section ~~may be fined not less than \$100~~  
23          ~~nor more than \$1,000 or imprisoned for not less than one year nor more than 7 years~~  
24          ~~and 6 months or both~~ is guilty of a Class H felony.

25          **SECTION 472.** 551.58 (1) of the statutes is amended to read;



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

9           **SECTION 473.** 552.19 (1) of the statutes is amended to read:

10           552.19 (1) Any person, including a controlling person of an offeror or target  
11           company, who wilfully violates this chapter or any rule under this chapter, or any  
12           order of which the person has notice, ~~may be fined not more than \$5,000 or~~  
13           ~~imprisoned for not more than 7 years and 6 months or both is guilty of a Class H~~  
14           felony. Each of the acts specified constitutes a separate offense and a prosecution or  
15           conviction for any one of the offenses does not bar prosecution or conviction for any  
16           other offense.

17           **SECTION 474.** 553.52 (1) of the statutes is amended to read:

18           553.52 (1) Any person who wilfully violates s. 553.41 (2) to (5) or any order of  
19           which the person has notice, or who violates s. 553.41 (1) knowing or having  
20           reasonable cause to believe either that the statement made was false or misleading  
21           in any material respect or that the failure to report a material event under s. 553.31  
22           (1) was false or misleading in any material respect, ~~may be fined not more than~~  
23           ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both is guilty of a~~  
24           Class G felony. Each of the acts specified is a separate offense, and a prosecution or

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

3 **SECTION 475.** 553.52 (2) of the statutes is amended to read:

4 553.52 (2) Any person who employs, directly or indirectly, any device, scheme  
5 or artifice to defraud in connection with the offer or sale of any franchise or engages,  
6 directly or indirectly, in any act, practice, or course of business which operates or  
7 would operate as a fraud or deceit upon any person in connection with the offer or  
8 sale of any franchise ~~shall be fined not more than \$5,000 or imprisoned for not more~~  
9 ~~than 7 years and 6 months or both~~ is guilty of a Class G felony.

10 **SECTION 476.** 560.01 (4) of the statutes is created to read:

11 560.01 (4) GRANTS MANAGEMENT OFFICE. (a) The department shall establish and  
12 operate a grants management office for all of the following purposes:

- 13 1. To identify public and private sources of grants.  
14 2. To serve as a clearinghouse for federal and state grants and privately funded  
15 grants.  
16 3. To offer to governmental agencies, nonprofit organizations, school boards,  
17 operators of charter schools, and governing bodies of private schools training and  
18 assistance in pursuing grants.

19 (b) The grants management office shall be staffed by a grants management  
20 specialist.

21 **SECTION 477.** 560.17 (5c) (a) 3. of the statutes is amended to read:

22 560.17 (5c) (a) 3. The grant proceeds will be used to pay for services related to  
23 the start-up, modernization, or expansion of the dairy farm or other agricultural  
24 business, or for management assistance, ~~as defined in s. 560.20 (1) (cf),~~ continuing

1 after the completion of the start-up, modernization, or expansion of the dairy farm  
2 or other agricultural business.

3 **SECTION 478.** 560.18 (1) of the statutes is renumbered 560.18 (1m) and  
4 amended to read:

5 560.18 (1m) From the appropriation under s. 20.143 (1) (t), the department  
6 may award grants to nonprofit organizations, ~~as defined in s. 560.20 (1) (d),~~ to  
7 develop forestry educational programs and instructional materials for use in the  
8 public schools. The department may not award a grant unless it enters into a  
9 memorandum of understanding with the grant recipient and the director of the  
10 timber management program at the University of Wisconsin-Stevens Point  
11 regarding the use of the funds.

12 **SECTION 479.** 560.18 (1c) of the statutes is created to read:

13 560.18 (1c) In this section, "nonprofit organization" means a nonprofit  
14 corporation, as defined in s. 181.0103 (17), and any organization described in section  
15 501 (c) (3) of the Internal Revenue Code that is exempt from federal income tax under  
16 section 501 (a) of the Internal Revenue Code.

17 **SECTION 480.** 560.18 (2) of the statutes is amended to read:

18 560.18 (2) The recipient of a grant under sub. ~~(1)~~ (1m) shall submit the  
19 programs and materials developed with the funds to the department and the director  
20 of the timber management program at the University of Wisconsin-Stevens Point  
21 College of Natural Resources for approval. Upon request, the grant recipient shall  
22 provide approved programs and materials to school districts free of charge.

23 **SECTION 481.** 560.20 (title) of the statutes is repealed.

24 **SECTION 482.** 560.20 (1) (intro.) of the statutes is repealed.

25 **SECTION 483.** 560.20 (1) (a) of the statutes is renumbered 560.21 (1) (a).

1           **SECTION 484.** 560.20 (1) (b) of the statutes is renumbered 560.21 (1) (b).

2           **SECTION 485.** 560.20 (1) (c) of the statutes is repealed.

3           **SECTION 486.** 560.20 (1) (cf) of the statutes is renumbered 560.17 (1) (br).

4           **SECTION 487.** 560.20 (1) (cm) of the statutes is repealed.

5           **SECTION 488.** 560.20 (1) (d) of the statutes is repealed.

6           **SECTION 489.** 560.20 (1) (e) of the statutes is repealed.

7           **SECTION 490.** 560.20 (1) (f) of the statutes is repealed.

8           **SECTION 491.** 560.20 (1) (g) of the statutes is repealed.

9           **SECTION 492.** 560.20 (1m) of the statutes is repealed.

10          **SECTION 493.** 560.20 (2) of the statutes is repealed.

11          **SECTION 494.** 560.20 (3) (a) of the statutes is repealed.

12          **SECTION 495.** 560.20 (3) (b) of the statutes is repealed.

13          **SECTION 496.** 560.20 (3) (c) of the statutes is repealed.

14          **SECTION 497.** 560.20 (3) (cm) of the statutes is repealed.

15          **SECTION 498.** 560.20 (3) (d) of the statutes is repealed.

16          **SECTION 499.** 560.20 (3) (e) of the statutes is repealed.

17          **SECTION 500.** 560.20 (3) (f) (intro.) and 4. of the statutes are consolidated,  
18 renumbered 560.21 (2) and amended to read:

19           560.21 (2) The department shall ~~do all of the following:~~ 4. Deposit deposit in  
20 the appropriation account under s. 20.143 (1) (in) general fund all interest and  
21 principal received in repayment of loans under ~~this subsection~~ s. 560.20 (3), 1999  
22 stats., any proceeds from equity investments made by the community development  
23 finance company under s. 234.965, 1991 stats., that are received by the department  
24 or the community development finance company, and any unencumbered grant  
25 funds returned to the department under 1993 Wisconsin Act 437, section 9115 (1t).

1           **SECTION 501.** 560.20 (3) (f) 1. of the statutes is repealed.

2           **SECTION 502.** 560.20 (3) (f) 2. of the statutes is repealed.

3           **SECTION 503.** 560.20 (3) (f) 3. of the statutes is repealed.

4           **SECTION 504.** 560.20 (3) (g) of the statutes is repealed.

5           **SECTION 505.** 560.20 (3) (h) of the statutes is renumbered 560.21 (3).

6           **SECTION 506.** 560.21 of the statutes is created to read:

7           **560.21 General fund deposit. (1)** In this section:

8           **SECTION 507.** 562.13 (3) of the statutes is amended to read:

9           562.13 (3) Whoever violates s. 562.11 (2) or (3) ~~may be fined not more than~~  
10 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class I felony.

11           **SECTION 508.** 562.13 (4) of the statutes is amended to read:

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

15           **SECTION 509.** 565.50 (2) of the statutes is amended to read:

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

20           **SECTION 510.** 565.50 (3) of the statutes is amended to read:

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

24           **SECTION 511.** 601.64 (4) of the statutes is amended to read:

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

9           **SECTION 512.** 641.19 (4) (a) of the statutes is amended to read:

10           641.19 (4) (a) Any person who wilfully violates or fails to comply with any  
11 provision of this chapter or the rules promulgated thereunder or who, knowingly,  
12 makes a false statement, a false representation of a material fact, or who fails to  
13 disclose a material fact in any registration, examination, statement or report  
14 required under this chapter or the rules promulgated thereunder, ~~may be fined not~~  
15 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is  
16 guilty of a Class H felony.

17           **SECTION 513.** 641.19 (4) (b) of the statutes is amended to read:

18           641.19 (4) (b) Any person who embezzles, steals, or unlawfully and wilfully  
19 abstracts or converts to his or her own use or to the use of another, any of the moneys,  
20 funds, securities, premiums, credits, property, or other assets of any employee  
21 welfare fund, or of any fund connected therewith, ~~shall be fined not more than~~  
22 ~~\$10,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a  
23 Class H felony.

24           **SECTION 514.** 753.061 (2m) of the statutes is amended to read:

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

8           **SECTION 515.** 765.30 (1) (intro.) of the statutes is amended to read:

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

11           **SECTION 516.** 765.30 (2) (intro.) of the statutes is amended to read:

12           765.30 (2) (intro.) The following ~~shall~~ may be fined not less than \$100 ~~nor~~ more  
13 than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

14           **SECTION 517.** 767.242 (8) of the statutes is amended to read:

15           767.242 (8) PENALTY. Whoever intentionally violates an injunction issued  
16 under sub. (5) (b) 2. c. ~~may be fined not more than \$10,000 or imprisoned for not more~~  
17 ~~than 2 years or both~~ is guilty of a Class I felony.

18           **SECTION 518.** 768.07 of the statutes is amended to read:

19           **768.07 Penalty.** Any person who violates any provision of this chapter may  
20 be fined not less than ~~\$100~~ \$10,000 ~~nor~~ more than ~~\$1,000~~ \$10,000 or imprisoned for not more  
21 than ~~2 years~~ 9 months or both.

22           **SECTION 519.** 783.07 of the statutes is amended to read:

23           **783.07 Fine or imprisonment.** Whenever a peremptory mandamus ~~shall be~~  
24 is directed to any public officer, body, board or person, commanding the performance  
25 of any duty specially enjoined by law, ~~if it shall appear to the court that such and the~~

1 officer or person or any member of ~~such~~ the body or board has, without just excuse,  
2 refused or neglected to perform the duty so enjoined ~~the court may impose a fine, not~~  
3 ~~exceeding \$5,000, upon every such,~~ the officer, person or member of ~~such~~ the body or  
4 board, ~~or sentence the officer, person or member to imprisonment for not more than~~  
5 ~~7 years and 6 months~~ is guilty of a Class H felony.

6 **SECTION 520.** 801.50 (5) of the statutes is amended to read:

7 801.50 (5) Venue of an action for certiorari to review a probation, extended  
8 supervision or parole revocation, a denial by a program review committee under s.  
9 302.113 (9g) of a petition for modification of a bifurcated sentence, or a refusal of  
10 parole ~~by certiorari~~ shall be the county in which the relator was last convicted of an  
11 offense for which the relator was on probation, extended supervision or parole or for  
12 which the relator is currently incarcerated.

13 **SECTION 521.** 801.50 (5c) of the statutes is created to read:

14 801.50 (5c) Venue of an action for certiorari brought by the department of  
15 corrections under s. 302.113 (9) (d) or 302.114 (9) (d) to review a decision to not revoke  
16 extended supervision shall be in the county in which the person on extended  
17 supervision was convicted of the offense for which he or she is on extended  
18 supervision.

19 **SECTION 522.** 814.634 (1) (a) of the statutes is amended to read:

20 814.634 (1) (a) Except for an action for a safety belt use violation under s.  
21 347.48 (2m), the clerk of circuit court shall charge and collect a ~~\$40~~ \$52 court support  
22 services fee from any person, including any governmental unit as defined in s. 108.02  
23 (17), paying a fee under s. 814.61 (1) (a), (3), or (8) (am) or 814.63 (1).

24 **SECTION 523.** 814.634 (1) (b) of the statutes is amended to read:



1           814.634 (1) (b) Notwithstanding par. (a), the clerk of circuit court shall charge  
2           and collect a \$100 \$130 court support services fee from any person, including any  
3           governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a) or  
4           (3) or 814.62 (1) or (2), if the party paying the fee seeks the recovery of money and  
5           the amount claimed exceeds the amount under s. 799.01 (1) (d).

6           **SECTION 524.** 814.634 (1) (c) of the statutes is amended to read:

7           814.634 (1) (c) Notwithstanding par. (a), the clerk of circuit court shall charge  
8           and collect a \$30 \$39 court support services fee from any person, including any  
9           governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.62 (3) (a) or  
10          (b), or paying a fee under s. 814.61 (1) (a) or (3) or 814.62 (1) or (2) if the party paying  
11          the fee seeks the recovery of money and the amount claimed is equal to or less than  
12          the amount under s. 799.01 (1) (d).

13          **SECTION 525.** 889.29 (1) of the statutes is amended to read:

14          889.29 (1) If any business, institution or member of a profession or calling in  
15          the regular course of business or activity has kept or recorded any memorandum,  
16          writing, entry, print, representation or combination thereof, of any act, transaction,  
17          occurrence or event, and in the regular course of business has caused any or all of the  
18          same to be recorded, copied or reproduced by any photographic, photostatic,  
19          microfilm, microcard, miniature photographic, or other process which accurately  
20          reproduces or forms a durable medium for so reproducing the original, or to be  
21          recorded on an optical disk or in electronic format, the original may be destroyed in  
22          the regular course of business, unless its preservation is required by law. Such  
23          reproduction or optical disk record, when reduced to comprehensible format and  
24          when satisfactorily identified, is as admissible in evidence as the original itself in any  
25          judicial or administrative proceeding whether the original is in existence or not and

1 an enlargement or facsimile of such reproduction of a record or an enlarged copy of  
2 a record generated from an original record stored in optical disk or electronic format  
3 is likewise admissible in evidence if the original reproduction is in existence and  
4 available for inspection under direction of court. The introduction of a reproduced  
5 record, enlargement or facsimile, does not preclude admission of the original. This  
6 subsection does not apply to records governed by s. 137.20.

7 **SECTION 526.** 908.08 (1) of the statutes is amended to read:

8 908.08 (1) In any criminal trial or hearing, juvenile fact-finding hearing under  
9 s. 48.31 or 938.31 or revocation hearing under s. 302.113 (9) (am), 302.114 (9) (am),  
10 304.06 (3), or 973.10 (2), the court or hearing examiner may admit into evidence the  
11 videotaped oral statement of a child who is available to testify, as provided in this  
12 section.

13 **SECTION 527.** 910.01 (1) of the statutes is amended to read:

14 910.01 (1) WRITINGS AND RECORDINGS. “Writings” and “recordings” consist of  
15 letters, words or numbers, or their equivalent, set down by handwriting, typewriting,  
16 printing, photostating, photographing, magnetic impulse, mechanical or electronic  
17 recording, or other form of data compilation or recording.

18 **SECTION 528.** 910.02 of the statutes is amended to read:

19 **910.02 Requirement of original.** To prove the content of a writing, recording  
20 or photograph, the original writing, recording or photograph is required, except as  
21 otherwise provided in chs. 901 to 911, s. 137.21, or by other statute.

22 **SECTION 529.** 910.03 of the statutes is amended to read:

23 **910.03 Admissibility of duplicates.** A duplicate is admissible to the same  
24 extent as an original unless (1) a genuine question is raised as to the authenticity of  
25 the original or (2) in the circumstances it would be unfair to admit the duplicate in

1 lieu of the original. This section does not apply to records of transactions governed  
2 by s. 137.21.

3 **SECTION 530.** 911.01 (4) (c) of the statutes is amended to read:

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

10 **SECTION 531.** 938.208 (1) (a) of the statutes is amended to read:

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

16 **SECTION 532.** 938.34 (4h) (a) of the statutes is amended to read:

17 938.34 (4h) (a) The juvenile is 14 years of age or over and has been adjudicated  
18 delinquent for committing a violation of s. 939.31, 939.32 (1) (a), 940.03, 940.21,  
19 940.225 (1), 940.305, 940.31, 941.327 (2) (b) 4., 943.02, 943.10 (2), 943.23 (1g), ~~(1m)~~  
20 ~~or (1r)~~, 943.32 (2), 948.02 (1), 948.025, (1), or 948.30 (2), ~~948.35 (1) (b) or 948.36~~ or  
21 the juvenile is 10 years of age or over and has been adjudicated delinquent for  
22 attempting or committing a violation of s. 940.01 or for committing a violation of  
23 940.02 or 940.05.

24 **SECTION 533.** 938.34 (4m) (b) 1. of the statutes is amended to read:

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

5           **SECTION 534.** 938.355 (2d) (b) 3. of the statutes is amended to read:

6           938.355 (2d) (b) 3. That the parent has committed a violation of s. 940.19 (3),  
7 1999 stats., or s. 940.19 (2), ~~(3)~~, (4) or (5), 940.225 (1) or (2), 948.02 (1) or (2), 948.025  
8 or 948.03 (2) (a) or (3) (a) or a violation of the law of any other state or federal law,  
9 if that violation would be a violation of s. 940.19 (2), ~~(3)~~, (4) or (5), 940.225 (1) or (2),  
10 948.02 (1) or (2), 948.025 or 948.03 (2) (a) or (3) (a) if committed in this state, and that  
11 the violation resulted in great bodily harm, as defined in s. 939.22 (14), or in  
12 substantial bodily harm, as defined in s. 939.22 (38), to the juvenile or another child  
13 of the parent.

14           **SECTION 535.** 938.355 (4) (b) of the statutes is amended to read:

15           938.355 (4) (b) An order under s. 938.34 (4d), (4h) or (4m) for which a juvenile  
16 has been adjudicated delinquent is subject to par. (a), except that the judge may make  
17 an order under s. 938.34 (4d) or (4m) apply for up to 2 years or until the juvenile's 18th  
18 birthdate, whichever is earlier and the judge shall make an order under s. 938.34 (4h)  
19 apply for 5 years, if the juvenile is adjudicated delinquent for committing a violation  
20 of s. 943.10 (2) or for committing an act that would be punishable as a Class B or C  
21 felony if committed by an adult, or until the juvenile reaches 25 years of age, if the  
22 juvenile is adjudicated delinquent for committing an act that would be punishable  
23 as a Class A felony if committed by an adult.

24           **SECTION 536.** 938.78 (3) of the statutes is amended to read:

1           938.78 (3) If a juvenile adjudged delinquent under s. 48.12, 1993 stats., or s.  
2           938.12 or found to be in need of protection or services under s. 48.13 (12), 1993 stats.,  
3           or s. 48.13 (14), 1993 stats., or s. 938.13 (12) or (14) on the basis of a violation of s.  
4           943.23 (1m) or (1r), 1999 stats., or s. 941.10, 941.11, 941.20, 941.21, 941.23, 941.235,  
5           941.237, 941.24, 941.26, 941.28, 941.295, 941.298, 941.30, 941.31, 941.32, 941.325,  
6           943.02, 943.03, 943.04, 943.10 (2) (a), 943.23 (1g), ~~(1m) or (1r)~~, 943.32 (2), 948.02,  
7           948.025, 948.03, 948.05, 948.055, 948.60, 948.605 or 948.61 or any crime specified in  
8           ch. 940 has escaped from a secured correctional facility, child caring institution,  
9           secured group home, inpatient facility, as defined in s. 51.01 (10), secure detention  
10          facility or juvenile portion of a county jail, or from the custody of a peace officer or  
11          a guard of such a facility, institution or jail, or has been allowed to leave a secured  
12          correctional facility, child caring institution, secured group home, inpatient facility,  
13          secure detention facility or juvenile portion of a county jail for a specified time period  
14          and is absent from the facility, institution, home or jail for more than 12 hours after  
15          the expiration of the specified period, the department or county department having  
16          supervision over the juvenile may release the juvenile's name and any information  
17          about the juvenile that is necessary for the protection of the public or to secure the  
18          juvenile's return to the facility, institution, home or jail. The department of  
19          corrections shall promulgate rules establishing guidelines for the release of the  
20          juvenile's name or information about the juvenile to the public.

21           **SECTION 537.** 939.22 (21) (d) of the statutes is amended to read:

22           939.22 (21) (d) Battery, ~~substantial battery or aggravated battery~~, as  
23          prohibited in s. 940.19 or 940.195.

24           **SECTION 538.** 939.30 (1) of the statutes is amended to read:

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

5           **SECTION 539.** 939.30 (2) of the statutes is amended to read:

6           939.30 (2) For a solicitation to commit a crime for which the penalty is life  
7 imprisonment, the actor is guilty of a Class ~~C~~ F felony. For a solicitation to commit  
8 a Class ~~E~~ I felony, the actor is guilty of a Class ~~E~~ I felony.

9           **SECTION 540.** 939.32 (1) (intro.) of the statutes is amended to read:

10          939.32 (1) GENERALLY (intro.) Whoever attempts to commit a felony or a crime  
11 specified in s. 940.19, 940.195 or 943.20 may be fined or imprisoned or both ~~not to~~  
12 ~~exceed one-half the maximum penalty for the completed crime; as provided under~~  
13 sub. (1g), except:

14          **SECTION 541.** 939.32 (1) (b) of the statutes is repealed.

15          **SECTION 542.** 939.32 (1) (bm) of the statutes is created to read:

16          939.32 (1) (bm) Whoever attempts to commit a Class I felony, other than one  
17 to which a penalty enhancement statute listed in s. 973.01 (2) (c) 2. a. or b. is being  
18 applied, is guilty of a Class A misdemeanor.

19          **SECTION 543.** 939.32 (1g) of the statutes is created to read:

20          939.32 (1g) **MAXIMUM PENALTY.** The maximum penalty for an attempt to commit  
21 a crime that is punishable under sub. (1) (intro.) is as follows:

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

23          (b) 1. If neither s. 939.62 (1) nor 961.48 is being applied, the maximum term  
24 of imprisonment is one-half of the maximum term of imprisonment, as increased by

1 any penalty enhancement statute listed in s. 973.01 (2) (c) 2. a. and b., for the  
2 completed crime.

3 2. If either s. 939.62 (1) or 961.48 is being applied, the maximum term of  
4 imprisonment is determined by the following method:

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

8 b. Applying s. 939.62 (1) or 961.48 to the product obtained under subd. 2. a.

9 **SECTION 544.** 939.32 (1m) of the statutes is created to read:

10 939.32 (1m) BIFURCATED SENTENCES. If the court imposes a bifurcated sentence  
11 under s. 973.01 (1) for an attempt to commit a crime that is punishable under sub.  
12 (1) (intro.), the following requirements apply:

13 (a) *Maximum term of confinement for attempt to commit classified felony.* 1.  
14 Subject to the minimum term of extended supervision required under s. 973.01 (2)  
15 (d), if the crime is a classified felony and neither s. 939.62 (1) nor 961.48 is being  
16 applied, the maximum term of confinement in prison is one-half of the maximum  
17 term of confinement in prison specified in s. 973.01 (2) (b), as increased by any  
18 penalty enhancement statute listed in s. 973.01 (2) (c) 2. a. and b., for the classified  
19 felony.

20 2. Subject to the minimum term of extended supervision required under s.  
21 973.01 (2) (d), if the crime is a classified felony and either s. 939.62 (1) or 961.48 is  
22 being applied, the court shall determine the maximum term of confinement in prison  
23 by the following method:

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

4 b. Applying s. 939.62 (1) or 961.48 to the product obtained under subd. 2. a.

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

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

14 SECTION 545. 939.32 (2) (title) of the statutes is created to read:

15 939.32 (2) (title) MISDEMEANOR COMPUTER CRIMES.

16 SECTION 546. 939.32 (3) (title) of the statutes is created to read:

17 939.32 (3) (title) REQUIREMENTS.

18 SECTION 547. 939.50 (1) (intro.) of the statutes is amended to read:

19 939.50 (1) (intro.) ~~Except as provided in ss. 946.43 (2m) (a), 946.83 and 946.85,~~  
20 ~~felonies~~ Felonies in chs. 939 to 951 the statutes are classified as follows:

21 SECTION 548. 939.50 (1) (bc) of the statutes is repealed.

22 SECTION 549. 939.50 (1) (f) of the statutes is created to read:

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

24 SECTION 550. 939.50 (1) (g) of the statutes is created to read:

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



1           **SECTION 551.** 939.50 (1) (h) of the statutes is created to read:

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

3           **SECTION 552.** 939.50 (1) (i) of the statutes is created to read:

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

5           **SECTION 553.** 939.50 (2) of the statutes is amended to read:

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

8           **SECTION 554.** 939.50 (3) (bc) of the statutes is repealed.

9           **SECTION 555.** 939.50 (3) (c) of the statutes is amended to read:

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

12          **SECTION 556.** 939.50 (3) (d) of the statutes is amended to read:

13          939.50 (3) (d) For a Class D felony, a fine not to exceed ~~\$10,000~~ \$100,000 or  
14 imprisonment not to exceed ~~10~~ 25 years, or both.

15          **SECTION 557.** 939.50 (3) (e) of the statutes is amended to read:

16          939.50 (3) (e) For a Class E felony, a fine not to exceed ~~\$10,000~~ \$50,000 or  
17 imprisonment not to exceed ~~5~~ 15 years, or both.

18          **SECTION 558.** 939.50 (3) (f) of the statutes is created to read:

19          939.50 (3) (f) For a Class F felony, a fine not to exceed \$25,000 or imprisonment  
20 not to exceed 12 years and 6 months, or both.

21          **SECTION 559.** 939.50 (3) (g) of the statutes is created to read:

22          939.50 (3) (g) For a Class G felony, a fine not to exceed \$25,000 or imprisonment  
23 not to exceed 10 years, or both.

24          **SECTION 560.** 939.50 (3) (h) of the statutes is created to read:

1           939.50 (3) (h) For a Class H felony, a fine not to exceed \$10,000 or imprisonment  
2 not to exceed 6 years, or both.

3           **SECTION 561.** 939.50 (3) (i) of the statutes is created to read:

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

6           **SECTION 562.** 939.615 (7) (b) 2. of the statutes is amended to read:

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

9           **SECTION 563.** 939.615 (7) (c) of the statutes is repealed.

10          **SECTION 564.** 939.62 (1) (a) of the statutes is amended to read:

11          939.62 (1) (a) A maximum term of imprisonment of one year or less may be  
12 increased to not more than ~~3~~ 2 years.

13          **SECTION 565.** 939.62 (1) (b) of the statutes is amended to read:

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

18          **SECTION 566.** 939.62 (1) (c) of the statutes is amended to read:

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

22          **SECTION 567.** 939.62 (2m) (a) 2m. a. of the statutes is amended to read:

23          939.62 (2m) (a) 2m. a. Any felony under s. 961.41 (1), (1m) or (1x) ~~if the felony~~  
24 is that is a Class A, B, or C felony or, if the felony was committed before the effective

1 date of this subd. 2m. a. .... [revisor inserts date], that is or was punishable by a  
2 maximum prison term of 30 years or more.

3 **SECTION 568.** 939.62 (2m) (a) 2m. b. of the statutes is amended to read:

4 939.62 (2m) (a) 2m. b. Any felony under s. 940.09 (1), 1999 stats., s. 943.23 (1m)  
5 or (1r), 1999 stats., s. 948.35 (1) (b) or (c), 1999 stats., or s. 948.36, 1999 stats., or s.  
6 940.01, 940.02, 940.03, 940.05, 940.09 (1) (1c), 940.16, 940.19 (5), 940.195 (5), 940.21,  
7 940.225 (1) or (2), 940.305, 940.31, 941.327 (2) (b) 4., 943.02, 943.10 (2), 943.23 (1g),  
8 (1m) or (1r), 943.32 (2), 946.43 (1m), 948.02 (1) or (2), 948.025, 948.03 (2) (a) or (c),  
9 948.05, 948.06, 948.07, 948.08, or 948.30 (2), 948.35 (1) (b) or (c) or 948.36.

10 **SECTION 569.** 939.622 of the statutes is repealed.

11 **SECTION 570.** 939.623 (2) of the statutes is amended to read:

12 939.623 (2) If a person has one or more prior convictions for a serious sex crime  
13 and subsequently commits a serious sex crime, the court shall impose a bifurcated  
14 sentence the person to under s. 973.01. The term of confinement in prison portion  
15 of a bifurcated sentence imposed under this subsection may not be less than 5 years'  
16 imprisonment 3 years and 6 months, but otherwise the penalties for the crime apply,  
17 subject to any applicable penalty enhancement. The court shall may not place the  
18 defendant on probation.

19 **SECTION 571.** 939.624 (2) of the statutes is amended to read:

20 939.624 (2) If a person has one or more prior convictions for a serious violent  
21 crime or a crime punishable by life imprisonment and subsequently commits a  
22 serious violent crime, the court shall impose a bifurcated sentence the person to  
23 under s. 973.01. The term of confinement in prison portion of a bifurcated sentence  
24 imposed under this subsection may not be less than 5 years' imprisonment 3 years  
25 and 6 months, but otherwise the penalties for the crime apply, subject to any

1 applicable penalty enhancement. The court ~~shall~~ may not place the defendant on  
2 probation.

3 **SECTION 572.** 939.625 of the statutes is repealed.

4 **SECTION 573.** 939.63 (1) of the statutes is renumbered 939.63, and 939.63 (1)  
5 (d), (2) and (3), as renumbered, are amended to read:

6 939.63 (1) (d) The maximum term of imprisonment for a felony not specified  
7 in ~~subd. 2. or 3. par (b) or (c)~~ may be increased by not more than 3 years.

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

11 (3) This ~~subsection~~ section applies only to crimes specified under chs. 939 to  
12 951 and 961.

13 **SECTION 574.** 939.63 (2) of the statutes is repealed.

14 **SECTION 575.** 939.632 (1) (e) 1. of the statutes is amended to read:

15 939.632 (1) (e) 1. Any felony under s. 940.01, 940.02, 940.03, 940.05, 940.09 ~~(1)~~  
16 ~~(1c)~~, 940.19 (2), ~~(3)~~, (4) or (5), 940.21, 940.225 (1), (2) or (3), 940.305, 940.31, 941.20,  
17 941.21, 943.02, 943.06, 943.10 (2), 943.23 (1g), ~~(1m) or (1r)~~, 943.32 (2), 948.02 (1) or  
18 (2), 948.025, 948.03 (2) (a) or (c), 948.05, 948.055, 948.07, 948.08, or 948.30 (2), ~~948.35~~  
19 ~~(1) (b) or (c) or 948.36.~~

20 **SECTION 576.** 939.632 (2) of the statutes is amended to read:

21 939.632 (2) If a person commits a violent crime in a school zone, the maximum  
22 ~~period~~ term of imprisonment is increased as follows:

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

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

4 **SECTION 577.** 939.635 of the statutes is repealed.

5 **SECTION 578.** 939.64 of the statutes is repealed.

6 **SECTION 579.** 939.641 of the statutes is repealed.

7 **SECTION 580.** 939.645 (2) of the statutes is amended to read:

8 939.645 (2) (a) If the crime committed under sub. (1) is ordinarily a  
9 misdemeanor other than a Class A misdemeanor, the revised maximum fine is  
10 \$10,000 and the revised maximum period term of imprisonment is one year in the  
11 county jail.

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

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

20 **SECTION 581.** 939.646 of the statutes is repealed.

21 **SECTION 582.** 939.647 of the statutes is repealed.

22 **SECTION 583.** 939.648 of the statutes is repealed.

23 **SECTION 584.** 939.72 (1) of the statutes is amended to read:

24 939.72 (1) Section 939.30, ~~948.35~~ or ~~948.36~~ for solicitation and s. 939.05 as a  
25 party to a crime which is the objective of the solicitation; or

**BILL**

1           **SECTION 585.** 939.75 (1) of the statutes is amended to read:

2           939.75 (1) In this section and ss. 939.24 (1), 939.25 (1), 940.01 (1) (b), 940.02  
3 (1m), 940.05 (2g) and (2h), 940.06 (2), 940.08 (2), 940.09 (1) (c) to (e), ~~(1b)~~ and (1g) (c)  
4 and (d), 940.10 (2), 940.195, 940.23 (1) (b) and (2) (b), 940.24 (2) and 940.25 (1) (c) to  
5 (e) ~~and (1b)~~, "unborn child" means any individual of the human species from  
6 fertilization until birth that is gestating inside a woman.

7           **SECTION 586.** 940.02 (2) (intro.) of the statutes is amended to read:

8           940.02 (2) (intro.) Whoever causes the death of another human being under any  
9 of the following circumstances is guilty of a Class ~~B~~ C felony:

10          **SECTION 587.** 940.03 of the statutes is amended to read:

11          **940.03 Felony murder.** Whoever causes the death of another human being  
12 while committing or attempting to commit a crime specified in s. 940.225 (1) or (2)  
13 (a), 943.02, 943.10 (2), 943.23 (1g), or 943.32 (2) may be imprisoned for not more than  
14 ~~20~~ 15 years in excess of the maximum period term of imprisonment provided by law  
15 for that crime or attempt.

16          **SECTION 588.** 940.04 (1) of the statutes is amended to read:

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

20          **SECTION 589.** 940.04 (2) (intro.) of the statutes is amended to read:

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

23          **SECTION 590.** 940.04 (4) of the statutes is amended to read:

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

4           **SECTION 591.** 940.06 (1) of the statutes is amended to read:

5           940.06 (1) Whoever recklessly causes the death of another human being is  
6           guilty of a Class C D felony.

7           **SECTION 592.** 940.06 (2) of the statutes is amended to read:

8           940.06 (2) Whoever recklessly causes the death of an unborn child is guilty of  
9           a Class C D felony.

10          **SECTION 593.** 940.07 of the statutes is amended to read:

11          **940.07 Homicide resulting from negligent control of vicious animal.**

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

16          **SECTION 594.** 940.08 (1) of the statutes is amended to read:

17          940.08 (1) Whoever causes the death of another human being by the negligent  
18          operation or handling of a dangerous weapon, explosives or fire is guilty of a Class  
19          D G felony.

20          **SECTION 595.** 940.08 (2) of the statutes is amended to read:

21          940.08 (2) Whoever causes the death of an unborn child by the negligent  
22          operation or handling of a dangerous weapon, explosives or fire is guilty of a Class D  
23          G felony.

24          **SECTION 596.** 940.09 (1) (intro.) of the statutes is amended to read:

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

3           **SECTION 597.** 940.09 (1b) of the statutes is repealed.

4           **SECTION 598.** 940.09 (1c) of the statutes is created to read:

5           940.09 (1c) (a) Except as provided in par. (b), a person who violates sub. (1) is  
6 guilty of a Class D felony.

7           (b) A person who violates sub. (1) is guilty of a Class C felony if the person has  
8 one or more prior convictions, suspensions, or revocations, as counted under s.  
9 343.307 (2).

10          **SECTION 599.** 940.10 (1) of the statutes is amended to read:

11          940.10 (1) Whoever causes the death of another human being by the negligent  
12 operation or handling of a vehicle is guilty of a Class ~~E~~ G felony.

13          **SECTION 600.** 940.10 (2) of the statutes is amended to read:

14          940.10 (2) Whoever causes the death of an unborn child by the negligent  
15 operation or handling of a vehicle is guilty of a Class ~~E~~ G felony.

16          **SECTION 601.** 940.11 (1) of the statutes is amended to read:

17          940.11 (1) Whoever mutilates, disfigures or dismembers a corpse, with intent  
18 to conceal a crime or avoid apprehension, prosecution or conviction for a crime, is  
19 guilty of a Class ~~C~~ F felony.

20          **SECTION 602.** 940.11 (2) of the statutes is amended to read:

21          940.11 (2) Whoever hides or buries a corpse, with intent to conceal a crime or  
22 avoid apprehension, prosecution or conviction for a crime, is guilty of a Class ~~D~~ G  
23 felony.

24          **SECTION 603.** 940.12 of the statutes is amended to read:



1           **940.12 Assisting suicide.** Whoever with intent that another take his or her  
2 own life assists such person to commit suicide is guilty of a Class **D H** felony.

3           **SECTION 604.** 940.15 (2) of the statutes is amended to read:

4           **940.15 (2)** Whoever intentionally performs an abortion after the fetus or  
5 unborn child reaches viability, as determined by reasonable medical judgment of the  
6 woman's attending physician, is guilty of a Class **E I** felony.

7           **SECTION 605.** 940.15 (5) of the statutes is amended to read:

8           **940.15 (5)** Whoever intentionally performs an abortion and who is not a  
9 physician is guilty of a Class **E I** felony.

10          **SECTION 606.** 940.15 (6) of the statutes is amended to read:

11          **940.15 (6)** Any physician who intentionally performs an abortion under sub.  
12 (3) shall use that method of abortion which, of those he or she knows to be available,  
13 is in his or her medical judgment most likely to preserve the life and health of the  
14 fetus or unborn child. Nothing in this subsection requires a physician performing  
15 an abortion to employ a method of abortion which, in his or her medical judgment  
16 based on the particular facts of the case before him or her, would increase the risk  
17 to the woman. Any physician violating this subsection is guilty of a Class **E I** felony.

18          **SECTION 607.** 940.19 (2) of the statutes is amended to read:

19          **940.19 (2)** Whoever causes substantial bodily harm to another by an act done  
20 with intent to cause bodily harm to that person or another is guilty of a Class **E I**  
21 felony.

22          **SECTION 608.** 940.19 (3) of the statutes is repealed.

23          **SECTION 609.** 940.19 (4) of the statutes is amended to read:

24          **940.19 (4)** Whoever causes great bodily harm to another by an act done with  
25 intent to cause bodily harm to that person or another is guilty of a Class **D H** felony.

**BILL**

1           **SECTION 610.** 940.19 (5) of the statutes is amended to read:

2           940.19 (5) Whoever causes great bodily harm to another by an act done with  
3 intent to cause ~~either substantial bodily harm or~~ great bodily harm to that person  
4 or another is guilty of a Class ~~C~~ E felony.

5           **SECTION 611.** 940.19 (6) (intro.) of the statutes is amended to read:

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

10          **SECTION 612.** 940.195 (2) of the statutes is amended to read:

11          940.195 (2) Whoever causes substantial bodily harm to an unborn child by an  
12 act done with intent to cause bodily harm to that unborn child, to the woman who is  
13 pregnant with that unborn child or another is guilty of a Class ~~E~~ I felony.

14          **SECTION 613.** 940.195 (3) of the statutes is repealed.

15          **SECTION 614.** 940.195 (4) of the statutes is amended to read:

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

19          **SECTION 615.** 940.195 (5) of the statutes is amended to read:

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

24          **SECTION 616.** 940.195 (6) of the statutes is amended to read:

1           940.195 (6) Whoever intentionally causes bodily harm to an unborn child by  
2           conduct that creates a substantial risk of great bodily harm is guilty of a Class D H  
3           felony.

4           **SECTION 617.** 940.20 (1) of the statutes is amended to read:

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

9           **SECTION 618.** 940.20 (1m) of the statutes is amended to read:

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

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

18          **SECTION 619.** 940.20 (2) of the statutes is amended to read:

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

25          **SECTION 620.** 940.20 (2m) (b) of the statutes is amended to read:

1           940.20 (2m) (b) Whoever intentionally causes bodily harm to a probation,  
2 extended supervision and parole agent or an aftercare agent, acting in an official  
3 capacity and the person knows or has reason to know that the victim is a probation,  
4 extended supervision and parole agent or an aftercare agent, by an act done without  
5 the consent of the person so injured, is guilty of a Class D H felony.

6           **SECTION 621.** 940.20 (3) of the statutes is amended to read:

7           940.20 (3) BATTERY TO JURORS. Whoever intentionally causes bodily harm to a  
8 person who he or she knows or has reason to know is or was a grand or petit juror,  
9 and by reason of any verdict or indictment assented to by the person, without the  
10 consent of the person injured, is guilty of a Class D H felony.

11           **SECTION 622.** 940.20 (4) of the statutes is amended to read:

12           940.20 (4) BATTERY TO PUBLIC OFFICERS. Whoever intentionally causes bodily  
13 harm to a public officer in order to influence the action of such officer or as a result  
14 of any action taken within an official capacity, without the consent of the person  
15 injured, is guilty of a Class E I felony.

16           **SECTION 623.** 940.20 (5) (b) of the statutes is amended to read:

17           940.20 (5) (b) Whoever intentionally causes bodily harm to a technical college  
18 district or school district officer or employee acting in that capacity, and the person  
19 knows or has reason to know that the victim is a technical college district or school  
20 district officer or employee, without the consent of the person so injured, is guilty of  
21 a Class E I felony.

22           **SECTION 624.** 940.20 (6) (b) (intro.) of the statutes is amended to read:

23           940.20 (6) (b) (intro.) Whoever intentionally causes bodily harm to another  
24 under any of the following circumstances is guilty of a Class E I felony:

25           **SECTION 625.** 940.20 (7) (a) 1e. of the statutes is amended to read:

1           940.20 (7) (a) 1e. “Ambulance” has the meaning given in s. 146.50 (1) ~~(a)~~ (am).

2           **SECTION 626.** 940.20 (7) (b) of the statutes is amended to read:

3           940.20 (7) (b) Whoever intentionally causes bodily harm to an emergency  
4 department worker, an emergency medical technician, a first responder or an  
5 ambulance driver who is acting in an official capacity and who the person knows or  
6 has reason to know is an emergency department worker, an emergency medical  
7 technician, a first responder or an ambulance driver, by an act done without the  
8 consent of the person so injured, is guilty of a Class D H felony.

9           **SECTION 627.** 940.201 (2) (intro.) of the statutes is amended to read:

10          940.201 (2) (intro.) Whoever does any of the following is guilty of a Class D H  
11 felony:

12          **SECTION 628.** 940.203 (2) (intro.) of the statutes is amended to read:

13          940.203 (2) (intro.) Whoever intentionally causes bodily harm or threatens to  
14 cause bodily harm to the person or family member of any judge under all of the  
15 following circumstances is guilty of a Class D H felony:

16          **SECTION 629.** 940.205 (2) (intro.) of the statutes is amended to read:

17          940.205 (2) (intro.) Whoever intentionally causes bodily harm or threatens to  
18 cause bodily harm to the person or family member of any department of revenue  
19 official, employee or agent under all of the following circumstances is guilty of a Class  
20 D H felony:

21          **SECTION 630.** 940.207 (2) (intro.) of the statutes is amended to read:

22          940.207 (2) (intro.) Whoever intentionally causes bodily harm or threatens to  
23 cause bodily harm to the person or family member of any department of commerce  
24 or department of workforce development official, employee or agent under all of the  
25 following circumstances is guilty of a Class D H felony:

1           **SECTION 631.** 940.21 of the statutes is amended to read:

2           **940.21 Mayhem.** Whoever, with intent to disable or disfigure another, cuts or  
3 mutilates the tongue, eye, ear, nose, lip, limb or other bodily member of another, is  
4 guilty of a Class B C felony.

5           **SECTION 632.** 940.22 (2) of the statutes is amended to read:

6           **940.22 (2) SEXUAL CONTACT PROHIBITED.** Any person who is or who holds himself  
7 or herself out to be a therapist and who intentionally has sexual contact with a  
8 patient or client during any ongoing therapist-patient or therapist-client  
9 relationship, regardless of whether it occurs during any treatment, consultation,  
10 interview or examination, is guilty of a Class C F felony. Consent is not an issue in  
11 an action under this subsection.

12           **SECTION 633.** 940.225 (2) (intro.) of the statutes is amended to read:

13           **940.225 (2) SECOND DEGREE SEXUAL ASSAULT.** (intro.) Whoever does any of the  
14 following is guilty of a Class B C C felony:

15           **SECTION 634.** 940.225 (3) of the statutes is amended to read:

16           **940.225 (3) THIRD DEGREE SEXUAL ASSAULT.** Whoever has sexual intercourse  
17 with a person without the consent of that person is guilty of a Class D G felony.  
18 Whoever has sexual contact in the manner described in sub. (5) (b) 2. with a person  
19 without the consent of that person is guilty of a Class D G felony.

20           **SECTION 635.** 940.23 (1) (a) of the statutes is amended to read:

21           **940.23 (1) (a)** Whoever recklessly causes great bodily harm to another human  
22 being under circumstances which show utter disregard for human life is guilty of a  
23 Class C D felony.

24           **SECTION 636.** 940.23 (1) (b) of the statutes is amended to read:

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

5           **SECTION 637.** 940.23 (2) (a) of the statutes is amended to read:

6           940.23 (2) (a) Whoever recklessly causes great bodily harm to another human  
7 being is guilty of a Class ~~D~~ F felony.

8           **SECTION 638.** 940.23 (2) (b) of the statutes is amended to read:

9           940.23 (2) (b) Whoever recklessly causes great bodily harm to an unborn child  
10 is guilty of a Class ~~D~~ F felony.

11           **SECTION 639.** 940.24 (1) of the statutes is amended to read:

12           940.24 (1) Whoever causes bodily harm to another by the negligent operation  
13 or handling of a dangerous weapon, explosives or fire is guilty of a Class ~~E~~ I felony.

14           **SECTION 640.** 940.24 (2) of the statutes is amended to read:

15           940.24 (2) Whoever causes bodily harm to an unborn child by the negligent  
16 operation or handling of a dangerous weapon, explosives or fire is guilty of a Class ~~E~~  
17 I felony.

18           **SECTION 641.** 940.25 (1) (intro.) of the statutes is amended to read:

19           940.25 (1) (intro.) Any person who does any of the following is guilty of a Class  
20 ~~D~~ F felony:

21           **SECTION 642.** 940.25 (1b) of the statutes is repealed.

22           **SECTION 643.** 940.285 (2) (b) 1g. of the statutes is amended to read:

23           940.285 (2) (b) 1g. Any person violating par. (a) 1. or 2. under circumstances  
24 that cause death is guilty of a Class ~~B~~ C felony. Any person violating par. (a) 3. under  
25 circumstances that cause death is guilty of a Class D felony.

1           **SECTION 644.** 940.285 (2) (b) 1m. of the statutes is amended to read:

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

4           **SECTION 645.** 940.285 (2) (b) 1r. of the statutes is amended to read:

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

9           **SECTION 646.** 940.285 (2) (b) 2. of the statutes is amended to read:

10          940.285 (2) (b) 2. Any person violating par. (a) 1. under circumstances that  
11 cause ~~or are likely to cause~~ bodily harm is guilty of a Class ~~E~~ H felony. Any person  
12 violating par. (a) 1. under circumstances that are likely to cause bodily harm is guilty  
13 of a Class I felony.

14          **SECTION 647.** 940.285 (2) (b) 3. of the statutes is repealed.

15          **SECTION 648.** 940.29 of the statutes is amended to read:

16          **940.29 Abuse of residents of penal facilities.** Any person in charge of or  
17 employed in a penal or correctional institution or other place of confinement who  
18 abuses, neglects or ill-treats any person confined in or a resident of any such  
19 institution or place or who knowingly permits another person to do so is guilty of a  
20 Class ~~E~~ I felony.

21          **SECTION 649.** 940.295 (3) (b) 1g. of the statutes is amended to read:

22          940.295 (3) (b) 1g. Any person violating par. (a) 1. or 2. under circumstances  
23 that cause death to a vulnerable person is guilty of a Class ~~B~~ C felony. Any person  
24 violating par. (a) 3. under circumstances that cause death to a vulnerable person is  
25 guilty of a Class D felony.



1           **SECTION 650.** 940.295 (3) (b) 1m. of the statutes is amended to read:

2           940.295 (3) (b) 1m. Any person violating par. (a) under circumstances that  
3           cause great bodily harm to a vulnerable person is guilty of a Class ~~C~~ E felony.

4           **SECTION 651.** 940.295 (3) (b) 1r. of the statutes is amended to read:

5           940.295 (3) (b) 1r. Except as provided in subd. 1m., any person violating par.  
6           (a) 1. under circumstances that cause ~~or are likely to cause~~ great bodily harm is guilty  
7           of a Class ~~D~~ F felony. Any person violating par. (a) 1. under circumstances that are  
8           likely to cause great bodily harm is guilty of a Class G felony.

9           **SECTION 652.** 940.295 (3) (b) 2. of the statutes is amended to read:

10          940.295 (3) (b) 2. Any person violating par. (a) 1. under circumstances that  
11          cause ~~or are likely to cause~~ bodily harm is guilty of a Class ~~E~~ H felony. Any person  
12          violating par. (a) 1. under circumstances that are likely to cause bodily harm is guilty  
13          of a Class I felony.

14          **SECTION 653.** 940.295 (3) (b) 3. of the statutes is amended to read:

15          940.295 (3) (b) 3. Except as provided in subd. 1m., any person violating par. (a)  
16          2. or 3. under circumstances that cause ~~or are likely to cause~~ great bodily harm is  
17          guilty of a Class ~~E~~ H felony. Any person violating par. (a) 2. or 3. under circumstances  
18          that are likely to cause great bodily harm is guilty of a Class I felony.

19          **SECTION 654.** 940.30 of the statutes is amended to read:

20          **940.30 False imprisonment.** Whoever intentionally confines or restrains  
21          another without the person's consent and with knowledge that he or she has no  
22          lawful authority to do so is guilty of a Class ~~E~~ H felony.

23          **SECTION 655.** 940.305 (1) of the statutes is amended to read:

24          940.305 (1) Except as provided in sub. (2), whoever by force or threat of  
25          imminent force seizes, confines or restrains a person without the person's consent

1 and with the intent to use the person as a hostage in order to influence a person to  
2 perform or not to perform some action demanded by the actor is guilty of a Class ~~A~~  
3 B felony.

4 **SECTION 656.** 940.305 (2) of the statutes is amended to read:

5 940.305 (2) Whoever commits a violation specified under sub. (1) is guilty of  
6 a Class ~~B~~ C felony if, before the time of the actor's arrest, each person who is held as  
7 a hostage is released without bodily harm.

8 **SECTION 657.** 940.31 (1) (intro.) of the statutes is amended to read:

9 940.31 (1) (intro.) Whoever does any of the following is guilty of a Class ~~B~~ C  
10 felony:

11 **SECTION 658.** 940.31 (2) (a) of the statutes is amended to read:

12 940.31 (2) (a) Except as provided in par. (b), whoever violates sub. (1) with  
13 intent to cause another to transfer property in order to obtain the release of the victim  
14 is guilty of a Class ~~A~~ B felony.

15 **SECTION 659.** 940.31 (2) (b) of the statutes is amended to read:

16 940.31 (2) (b) Whoever violates sub. (1) with intent to cause another to transfer  
17 property in order to obtain the release of the victim is guilty of a Class ~~B~~ C felony if  
18 the victim is released without permanent physical injury prior to the time the first  
19 witness is sworn at the trial.

20 **SECTION 660.** 940.32 (2) (intro.) of the statutes is amended to read:

21 940.32 (2) (intro.) Whoever meets all of the following criteria is guilty of a Class  
22 ~~A misdemeanor~~ I felony:

23 **SECTION 661.** 940.32 (2m) of the statutes is amended to read:

24 940.32 (2m) Whoever violates sub. (2) is guilty of a Class ~~D~~ G felony if he or she  
25 intentionally gains access to a record in electronic format that contains personally

1 identifiable information regarding the victim in order to facilitate the violation  
2 under sub. (2).

3 **SECTION 662.** 940.32 (3) (intro.) of the statutes is amended to read:

4 940.32 (3) (intro.) Whoever violates sub. (2) under any of the following  
5 circumstances is guilty of a Class E H felony:

6 **SECTION 663.** 940.32 (3m) (intro.) of the statutes is amended to read:

7 940.32 (3m) (intro.) Whoever violates sub. (3) under all of the following  
8 circumstances is guilty of a Class D G felony:

9 **SECTION 664.** 940.43 (intro.) of the statutes is amended to read:

10 **940.43 Intimidation of witnesses; felony.** (intro.) Whoever violates s.  
11 940.42 under any of the following circumstances is guilty of a Class D G felony:

12 **SECTION 665.** 940.45 (intro.) of the statutes is amended to read:

13 **940.45 Intimidation of victims; felony.** (intro.) Whoever violates s. 940.44  
14 under any of the following circumstances is guilty of a Class D G felony:

15 **SECTION 666.** 941.11 (intro.) of the statutes is amended to read:

16 **941.11 Unsafe burning of buildings.** (intro.) Whoever does either of the  
17 following is guilty of a Class D H felony:

18 **SECTION 667.** 941.12 (1) of the statutes is amended to read:

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

22 **SECTION 668.** 941.20 (2) (intro.) of the statutes is amended to read:

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

25 **SECTION 669.** 941.20 (3) (a) (intro.) of the statutes is amended to read:

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

5           **SECTION 670.** 941.21 of the statutes is amended to read:

6           **941.21 Disarming a peace officer.** Whoever intentionally disarms a peace  
7 officer who is acting in his or her official capacity by taking a dangerous weapon or  
8 a device or container described under s. 941.26 (1) (b) or (4) (a) from the officer  
9 without his or her consent is guilty of a Class E H felony. This section applies to any  
10 dangerous weapon or any device or container described under s. 941.26 (1) (b) or (4)  
11 (a) that the officer is carrying or that is in an area within the officer's immediate  
12 presence.

13           **SECTION 671.** 941.235 (1) of the statutes is amended to read:

14           941.235 (1) Any person who goes armed with a firearm in any building owned  
15 or leased by the state or any political subdivision of the state is guilty of a Class B  
16 A misdemeanor.

17           **SECTION 672.** 941.26 (2) (a) of the statutes is amended to read:

18           941.26 (2) (a) Any person violating sub. (1) (a) is guilty of a Class E H felony.

19           **SECTION 673.** 941.26 (2) (b) of the statutes is amended to read:

20           941.26 (2) (b) Any person violating sub. (1m) is guilty of a Class C F felony.

21           **SECTION 674.** 941.26 (2) (e) of the statutes is amended to read:

22           941.26 (2) (e) Any person who violates sub. (1) (b) regarding the sale or  
23 commercial transportation of the bomb, grenade, projectile, shell or container under  
24 sub. (1) (b) is guilty of a Class E H felony.

25           **SECTION 675.** 941.26 (2) (f) of the statutes is amended to read:

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

5           **SECTION 676.** 941.26 (2) (g) of the statutes is amended to read:

6           941.26 (2) (g) Any person who violates sub. (1) (b) regarding the use of the bomb,  
7 grenade, projectile, shell or container under sub. (1) (b) during his or her commission  
8 of another crime to cause bodily harm or bodily discomfort to another or who  
9 threatens to use the bomb, grenade, projectile, shell or container during his or her  
10 commission of another crime to incapacitate another person is guilty of a Class ~~E~~ H  
11 felony.

12           **SECTION 677.** 941.26 (4) (d) of the statutes is amended to read:

13           941.26 (4) (d) Whoever intentionally uses a device or container described under  
14 par. (a) to cause bodily harm or bodily discomfort to a person who the actor knows,  
15 or has reason to know, is a peace officer who is acting in an official capacity is guilty  
16 of a Class ~~D~~ H felony.

17           **SECTION 678.** 941.26 (4) (e) of the statutes is amended to read:

18           941.26 (4) (e) Whoever uses a device or container described under par. (a)  
19 during his or her commission of another crime to cause bodily harm or bodily  
20 discomfort to another or who threatens to use the device or container during his or  
21 her commission of another crime to incapacitate another person is guilty of a Class  
22 ~~E~~ H felony.

23           **SECTION 679.** 941.28 (3) of the statutes is amended to read:

24           941.28 (3) Any person violating this section is guilty of a Class ~~E~~ H felony.

25           **SECTION 680.** 941.29 (2) (intro.) of the statutes is amended to read:

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

3           **SECTION 681.** 941.29 (2m) of the statutes is repealed.

4           **SECTION 682.** 941.295 (1) of the statutes is amended to read:

5           941.295 (1) Whoever sells, transports, manufactures, possesses or goes armed  
6 with any electric weapon is guilty of a Class ~~E~~ H felony.

7           **SECTION 683.** 941.296 (2) (intro.) of the statutes is amended to read:

8           941.296 (2) (intro.) Whoever uses or possesses a handgun during the  
9 commission of a crime under chs. 939 to 948 or 961 is guilty of a Class ~~E~~ H felony  
10 under any of the following circumstances.

11          **SECTION 684.** 941.296 (3) of the statutes is repealed.

12          **SECTION 685.** 941.298 (2) of the statutes is amended to read:

13          941.298 (2) Whoever sells, delivers or possesses a firearm silencer is guilty of  
14 a Class ~~E~~ H felony.

15          **SECTION 686.** 941.30 (1) of the statutes is amended to read:

16          941.30 (1) **FIRST-DEGREE RECKLESSLY ENDANGERING SAFETY.** Whoever recklessly  
17 endangers another's safety under circumstances which show utter disregard for  
18 human life is guilty of a Class ~~D~~ F felony.

19          **SECTION 687.** 941.30 (2) of the statutes is amended to read:

20          941.30 (2) **SECOND-DEGREE RECKLESSLY ENDANGERING SAFETY.** Whoever  
21 recklessly endangers another's safety is guilty of a Class ~~E~~ G felony.

22          **SECTION 688.** 941.31 (1) of the statutes is amended to read:

23          941.31 (1) Whoever makes, buys, transports, possesses, or transfers any  
24 explosive compound or offers to do the same, either with intent to use such explosive

1 to commit a crime or knowing that another intends to use it to commit a crime, is  
2 guilty of a Class C F felony.

3 **SECTION 689.** 941.31 (2) (b) of the statutes is amended to read:

4 941.31 (2) (b) Whoever makes, buys, sells, transports, possesses, uses or  
5 transfers any improvised explosive device, or possesses materials or components  
6 with intent to assemble any improvised explosive device, is guilty of a Class E H  
7 felony.

8 **SECTION 690.** 941.315 (3) (intro.) of the statutes is amended to read:

9 941.315 (3) (intro.) Whoever does any of the following is guilty of a Class D H  
10 felony:

11 **SECTION 691.** 941.32 of the statutes is amended to read:

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

16 **SECTION 692.** 941.325 of the statutes is amended to read:

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

20 **SECTION 693.** 941.327 (2) (b) 1. of the statutes is amended to read:

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

23 **SECTION 694.** 941.327 (2) (b) 2. of the statutes is amended to read:

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

**BILL**

1           **SECTION 695.** 941.327 (2) (b) 3. of the statutes is amended to read:

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

4           **SECTION 696.** 941.327 (2) (b) 4. of the statutes is amended to read:

5           941.327 (2) (b) 4. If the act under par. (a) causes death to another, a person is  
6 guilty of a Class ~~A~~ C felony.

7           **SECTION 697.** 941.327 (3) of the statutes is amended to read:

8           941.327 (3) Whoever intentionally imparts or conveys false information,  
9 knowing the information to be false, concerning an act or attempted act which, if  
10 true, would constitute a violation of sub. (2) is guilty of a Class ~~E~~ I felony.

11          **SECTION 698.** 941.37 (1) (a) of the statutes is amended to read:

12          941.37 (1) (a) "Ambulance" has the meaning specified in s. 146.50 (1) ~~(a)~~ (am).

13          **SECTION 699.** 941.37 (3) of the statutes is amended to read:

14          941.37 (3) Any person who intentionally interferes with any emergency  
15 medical personnel in the performance of duties relating to an emergency or rescue  
16 and who has reasonable grounds to believe that the interference may endanger  
17 another's safety is guilty of a Class ~~E~~ I felony.

18          **SECTION 700.** 941.37 (4) of the statutes is amended to read:

19          941.37 (4) Any person who violates sub. (3) and thereby contributes to the  
20 death of another is guilty of a Class ~~C~~ E felony.

21          **SECTION 701.** 941.38 (1) (b) 4. of the statutes is amended to read:

22          941.38 (1) (b) 4. Battery, ~~substantial battery or aggravated battery~~, as  
23 prohibited in s. 940.19 or 940.195.

24          **SECTION 702.** 941.38 (2) of the statutes is amended to read:



1           941.38 (2) Whoever intentionally solicits a child to participate in criminal gang  
2 activity is guilty of a Class ~~E~~ I felony.

3           **SECTION 703.** 942.09 (2) (intro.) of the statutes, as affected by 2001 Wisconsin  
4 Act 33, is amended to read:

5           942.09 (2) (intro.) Whoever does any of the following is guilty of a Class ~~E~~ I  
6 felony:

7           **SECTION 704.** 943.01 (2) (intro.) of the statutes is amended to read:

8           943.01 (2) (intro.) Any person violating sub. (1) under any of the following  
9 circumstances is guilty of a Class ~~D~~ I felony:

10          **SECTION 705.** 943.01 (2) (d) of the statutes, as affected by 2001 Wisconsin Act  
11 16, is amended to read:

12          943.01 (2) (d) If the total property damaged in violation of sub. (1) is reduced  
13 in value by more than ~~\$2,500~~ \$1,000. For the purposes of this paragraph, property  
14 is reduced in value by the amount which it would cost either to repair or replace it,  
15 whichever is less.

16          **SECTION 706.** 943.01 (2d) (b) (intro.) of the statutes, as created by 2001  
17 Wisconsin Act 16, is amended to read:

18          943.01 (2d) (b) (intro.) Any person violating sub. (1) under all of the following  
19 circumstances is guilty of a Class ~~E~~ I felony:

20          **SECTION 707.** 943.01 (2g) (intro.) of the statutes is amended to read:

21          943.01 (2g) (intro.) Any person violating sub. (1) under all of the following  
22 circumstances is guilty of a Class ~~E~~ I felony:

23          **SECTION 708.** 943.01 (2g) (c) of the statutes, as affected by 2001 Wisconsin Act  
24 16, is amended to read:

1           943.01 (2g) (c) The total property damaged in violation of sub. (1) is reduced  
2 in value by more than \$500 but not more than ~~\$2,500~~ \$1,000. For purposes of this  
3 paragraph, property is reduced in value by the amount that it would cost to repair  
4 or replace it, whichever is less, plus other monetary losses associated with the  
5 damage.

6           **SECTION 709.** 943.011 (2) (intro.) of the statutes is amended to read:

7           943.011 (2) (intro.) Whoever does any of the following is guilty of a Class ~~D~~ I  
8 felony:

9           **SECTION 710.** 943.012 (intro.) of the statutes is amended to read:

10           **943.012 Criminal damage to or graffiti on religious and other property.**  
11 (intro.) Whoever intentionally causes damage to, intentionally marks, draws or  
12 writes with ink or another substance on or intentionally etches into any physical  
13 property of another, without the person's consent and with knowledge of the  
14 character of the property, is guilty of a Class ~~E~~ I felony if the property consists of one  
15 or more of the following:

16           **SECTION 711.** 943.013 (2) (intro.) of the statutes is amended to read:

17           943.013 (2) (intro.) Whoever intentionally causes or threatens to cause damage  
18 to any physical property that belongs to a judge or his or her family member under  
19 all of the following circumstances is guilty of a Class ~~D~~ I felony:

20           **SECTION 712.** 943.014 (2) of the statutes is amended to read:

21           943.014 (2) Whoever intentionally demolishes a historic building without a  
22 permit issued by a city, village, town or county or without an order issued under s.  
23 66.0413 ~~shall be fined an amount equal to 2 times the fair market value of the historic~~  
24 ~~building and the land upon which the building is located immediately prior to~~

1 ~~demolition and may be imprisoned for not more than 9 months is guilty of a Class A~~  
2 ~~misdemeanor.~~

3 **SECTION 713.** 943.015 (2) (intro.) of the statutes is amended to read:

4 943.015 (2) (intro.) Whoever intentionally causes or threatens to cause damage  
5 to any physical property which belongs to a department of revenue official, employee  
6 or agent or his or her family member under all of the following circumstances is guilty  
7 of a Class ~~D~~ I felony:

8 **SECTION 714.** 943.017 (2) (intro.) of the statutes is amended to read:

9 943.017 (2) (intro.) Any person violating sub. (1) under any of the following  
10 circumstances is guilty of a Class ~~D~~ I felony:

11 **SECTION 715.** 943.017 (2) (d) of the statutes, as affected by 2001 Wisconsin Act  
12 16, is amended to read:

13 943.017 (2) (d) If the total property affected in violation of sub. (1) is reduced  
14 in value by more than \$2,500 \$1,000. For the purposes of this paragraph, property  
15 is reduced in value by the amount which it would cost to repair or replace it or to  
16 remove the marking, drawing, writing or etching, whichever is less.

17 **SECTION 716.** 943.017 (2m) (b) (intro.) of the statutes is amended to read:

18 943.017 (2m) (b) (intro.) Whoever does any of the following is guilty of a Class ~~D~~  
19 I felony:

20 **SECTION 717.** 943.02 (1) (intro.) of the statutes is amended to read:

21 943.02 (1) (intro.) Whoever does any of the following is guilty of a Class ~~B~~ C  
22 felony:

23 **SECTION 718.** 943.03 of the statutes is amended to read:

24 **943.03 Arson of property other than building.** Whoever, by means of fire,  
25 intentionally damages any property of another without the person's consent, if the

1 property is not a building and has a value of \$100 or more, is guilty of a Class ~~E~~ I  
2 felony.

3 **SECTION 719.** 943.04 of the statutes is amended to read:

4 **943.04 Arson with intent to defraud.** Whoever, by means of fire, damages  
5 any property, other than a building, with intent to defraud an insurer of that property  
6 is guilty of a Class ~~D~~ H felony. Proof that the actor recovered or attempted to recover  
7 on a policy of insurance by reason of the fire is relevant but not essential to establish  
8 the actor's intent to defraud the insurer.

9 **SECTION 720.** 943.06 (2) of the statutes is amended to read:

10 943.06 (2) Whoever possesses, manufactures, sells, offers for sale, gives or  
11 transfers a fire bomb is guilty of a Class ~~E~~ H felony.

12 **SECTION 721.** 943.07 (1) of the statutes is amended to read:

13 943.07 (1) Whoever intentionally causes damage or who causes another person  
14 to damage, tamper, change or destroy any railroad track, switch, bridge, trestle,  
15 tunnel or signal or any railroad property used in providing rail services, which could  
16 cause an injury, accident or derailment is guilty of a Class ~~A misdemeanor~~ I felony.

17 **SECTION 722.** 943.07 (2) of the statutes is amended to read:

18 943.07 (2) Whoever intentionally shoots a firearm at any portion of a railroad  
19 train, car, caboose or engine is guilty of a Class ~~A misdemeanor~~ I felony.

20 **SECTION 723.** 943.10 (1) (intro.) of the statutes is amended to read:

21 943.10 (1) (intro.) Whoever intentionally enters any of the following places  
22 without the consent of the person in lawful possession and with intent to steal or  
23 commit a felony in such place is guilty of a Class C ~~F~~ felony:

24 **SECTION 724.** 943.10 (2) (intro.) of the statutes is amended to read:

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

3           **SECTION 725.** 943.12 of the statutes is amended to read:

4           **943.12 Possession of burglarious tools.** Whoever has in personal  
5 possession any device or instrumentality intended, designed or adapted for use in  
6 breaking into any depository designed for the safekeeping of any valuables or into  
7 any building or room, with intent to use such device or instrumentality to break into  
8 a depository, building or room, and to steal therefrom, is guilty of a Class ~~E~~ I felony.

9           **SECTION 726.** 943.20 (3) (a) of the statutes, as affected by 2001 Wisconsin Act  
10 16, is amended to read:

11           943.20 (3) (a) If the value of the property does not exceed ~~\$2,500~~ \$1,000, is  
12 guilty of a Class A misdemeanor.

13           **SECTION 727.** 943.20 (3) (bf) of the statutes is created to read:

14           943.20 (3) (bf) If the value of the property exceeds \$1,000 but does not exceed  
15 \$5,000, is guilty of a Class I felony.

16           **SECTION 728.** 943.20 (3) (bm) of the statutes is created to read:

17           943.20 (3) (bm) If the value of the property exceeds \$5,000 but does not exceed  
18 \$10,000, is guilty of a Class H felony.

19           **SECTION 729.** 943.20 (3) (c) of the statutes is amended to read:

20           943.20 (3) (c) If the value of the property exceeds ~~\$2,500~~ \$10,000, is guilty of  
21 a Class ~~C~~ G felony.

22           **SECTION 730.** 943.20 (3) (d) (intro.) of the statutes is amended to read:

23           943.20 (3) (d) (intro.) If ~~the value of the property does not exceed \$2,500 and~~  
24 any of the following circumstances ~~exist~~ exists, is guilty of a Class ~~D~~ H felony:

25           **SECTION 731.** 943.20 (3) (d) 1. of the statutes is amended to read:

**BILL**

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

2           **SECTION 732.** 943.20 (3) (d) 2. of the statutes is renumbered 943.20 (3) (e) and  
3 amended to read:

4           943.20 (3) (e) ~~The~~ If the property is taken from the person of another or from  
5 a corpse; ~~or, is guilty of a Class G felony.~~

6           **SECTION 733.** 943.20 (3) (d) 3. of the statutes is amended to read:

7           943.20 (3) (d) 3. The property is taken from a building which has been destroyed  
8 or left unoccupied because of physical disaster, riot, bombing or the proximity of  
9 battle; ~~or,~~

10          **SECTION 734.** 943.20 (3) (d) 4. of the statutes is amended to read:

11          943.20 (3) (d) 4. The property is taken after physical disaster, riot, bombing or  
12 the proximity of battle has necessitated its removal from a building; ~~or,~~

13          **SECTION 735.** 943.201 (2) of the statutes is amended to read:

14          943.201 (2) Whoever intentionally uses or attempts to use any personal  
15 identifying information or personal identification document of an individual to  
16 obtain credit, money, goods, services or anything else of value without the  
17 authorization or consent of the individual and by representing that he or she is the  
18 individual or is acting with the authorization or consent of the individual is guilty  
19 of a Class ~~D~~ H felony.

20          **SECTION 736.** 943.205 (3) of the statutes is amended to read:

21          943.205 (3) Anyone who violates this section is guilty of a Class ~~E~~ I felony.

22          **SECTION 737.** 943.207 (3m) (b) (intro.) of the statutes is amended to read:

23          943.207 (3m) (b) (intro.) Whoever violates this section is guilty of a Class ~~D~~ I  
24 felony under any of the following circumstances:

25          **SECTION 738.** 943.207 (3m) (c) (intro.) of the statutes is amended to read:

1           943.207 (3m) (c) (intro.) Whoever violates this section is guilty of a Class C H  
2 felony under any of the following circumstances:

3           **SECTION 739.** 943.208 (2) (b) of the statutes is amended to read:

4           943.208 (2) (b) Whoever violates sub. (1) is guilty of a Class D I felony if the  
5 person creates, advertises, offers for sale or rent, sells, rents, transports or possesses  
6 fewer than 1,000 recordings embodying sound or fewer than 100 audiovisual  
7 recordings in violation of sub. (1) during a 180-day period, and the value of the  
8 recordings exceeds \$2,500.

9           **SECTION 740.** 943.208 (2) (c) of the statutes is amended to read:

10          943.208 (2) (c) Whoever violates sub. (1) is guilty of a Class C H felony if the  
11 person creates, advertises, offers for sale or rent, sells, rents, transports or possesses  
12 at least 1,000 recordings embodying sound or at least 100 audiovisual recordings in  
13 violation of sub. (1) during a 180-day period or if the violation occurs after the person  
14 has been convicted under this section.

15          **SECTION 741.** 943.209 (2) (b) of the statutes is amended to read:

16          943.209 (2) (b) Whoever violates sub. (1) is guilty of a Class D I felony if the  
17 person advertises, offers for sale or rent, sells, rents, transports or possesses fewer  
18 than 100 recordings in violation of sub. (1) during a 180-day period, and the value  
19 of the recordings exceeds \$2,500.

20          **SECTION 742.** 943.209 (2) (c) of the statutes is amended to read:

21          943.209 (2) (c) Whoever violates sub. (1) is guilty of a Class C H felony if the  
22 person advertises, offers for sale or rent, sells, rents, transports or possesses at least  
23 100 recordings in violation of sub. (1) during a 180-day period or if the violation  
24 occurs after the person has been convicted under this section.

1           **SECTION 743.** 943.21 (3) (a) of the statutes, as affected by 2001 Wisconsin Act  
2 16, is amended to read:

3           943.21 (3) (a) Is guilty of a Class A misdemeanor when the value of any  
4 beverage, food, lodging, accommodation, transportation or other service is \$2,500  
5 \$1,000 or less.

6           **SECTION 744.** 943.21 (3) (b) of the statutes, as affected by 2001 Wisconsin Act  
7 16, is amended to read:

8           943.21 (3) (b) Is guilty of a Class ~~E~~ I felony when the value of any beverage,  
9 food, lodging, accommodation, transportation or other service exceeds ~~\$2,500~~ \$1,000.

10          **SECTION 745.** 943.23 (1g) of the statutes is amended to read:

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

14          **SECTION 746.** 943.23 (1m) of the statutes is repealed.

15          **SECTION 747.** 943.23 (1r) of the statutes is repealed.

16          **SECTION 748.** 943.23 (2) of the statutes is amended to read:

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

20          **SECTION 749.** 943.23 (3) of the statutes is amended to read:

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

24          **SECTION 750.** 943.23 (3m) of the statutes is created to read:



1           943.23 **(3m)** It is an affirmative defense to a prosecution for a violation of sub.  
2 (2) or (3) if the defendant abandoned the vehicle without damage within 24 hours  
3 after the vehicle was taken from the possession of the owner. An affirmative defense  
4 under this subsection mitigates the offense to a Class A misdemeanor. A defendant  
5 who raises this affirmative defense has the burden of proving the defense by a  
6 preponderance of the evidence.

7           **SECTION 751.** 943.23 (4m) of the statutes is amended to read:

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

12           **SECTION 752.** 943.23 (5) of the statutes is amended to read:

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

17           **SECTION 753.** 943.24 (1) of the statutes, as affected by 2001 Wisconsin Act 16,  
18 is amended to read:

19           943.24 **(1)** Whoever issues any check or other order for the payment of not more  
20 than ~~\$2,500~~ \$1,000 which, at the time of issuance, he or she intends shall not be paid  
21 is guilty of a Class A misdemeanor.

22           **SECTION 754.** 943.24 (2) of the statutes, as affected by 2001 Wisconsin Act 16,  
23 is amended to read:

24           943.24 **(2)** Whoever issues any single check or other order for the payment of  
25 more than ~~\$2,500~~ \$1,000 or whoever within a 15-day period issues more than one

1 check or other order amounting in the aggregate to more than ~~\$2,500~~ \$1,000 which,  
2 at the time of issuance, the person intends shall not be paid is guilty of a Class ~~E~~ I  
3 felony.

4 **SECTION 755.** 943.25 (1) of the statutes is amended to read:

5 943.25 (1) Whoever, with intent to defraud, conveys real property which he or  
6 she knows is encumbered, without informing the grantee of the existence of the  
7 encumbrance is guilty of a Class ~~E~~ I felony.

8 **SECTION 756.** 943.25 (2) (intro.) of the statutes is amended to read:

9 943.25 (2) (intro.) Whoever, with intent to defraud, does any of the following  
10 is guilty of a Class ~~E~~ I felony:

11 **SECTION 757.** 943.26 (2) of the statutes is amended to read:

12 943.26 (2) If the security is impaired by more than \$1,000, the mortgagor or  
13 vendee is guilty of a Class ~~E~~ I felony.

14 **SECTION 758.** 943.27 of the statutes is amended to read:

15 **943.27 Possession of records of certain usurious loans.** Any person who  
16 knowingly possesses any writing representing or constituting a record of a charge of,  
17 contract for, receipt of or demand for a rate of interest or consideration exceeding \$20  
18 upon \$100 for one year computed upon the declining principal balance of the loan,  
19 use or forbearance of money, goods or things in action or upon the loan, use or sale  
20 of credit is, if the rate is prohibited by a law other than this section, guilty of a Class  
21 ~~E~~ I felony.

22 **SECTION 759.** 943.28 (2) of the statutes is amended to read:

23 943.28 (2) Whoever makes any extortionate extension of credit, or conspires to  
24 do so, if one or more of the parties to the conspiracy does an act to effect its object,  
25 is guilty of a Class ~~C~~ F felony.

1           **SECTION 760.** 943.28 (3) of the statutes is amended to read:

2           943.28 (3) Whoever advances money or property, whether as a gift, as a loan,  
3 as an investment, pursuant to a partnership or profit-sharing agreement, or  
4 otherwise, for the purpose of making extortionate extensions of credit, is guilty of a  
5 Class C F felony.

6           **SECTION 761.** 943.28 (4) of the statutes is amended to read:

7           943.28 (4) Whoever knowingly participates in any way in the use of any  
8 extortionate means to collect or attempt to collect any extension of credit, or to punish  
9 any person for the nonrepayment thereof, is guilty of a Class C F felony.

10          **SECTION 762.** 943.30 (1) of the statutes is amended to read:

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

18          **SECTION 763.** 943.30 (2) of the statutes is amended to read:

19          943.30 (2) Whoever violates sub. (1) by obstructing, delaying or affecting  
20 commerce or business or the movement of any article or commodity in commerce or  
21 business is guilty of a Class D H felony.

22          **SECTION 764.** 943.30 (3) of the statutes is amended to read:

23          943.30 (3) Whoever violates sub. (1) by attempting to influence any petit or  
24 grand juror, in the performance of his or her functions as such, is guilty of a Class D  
25 H felony.

1           **SECTION 765.** 943.30 (4) of the statutes is amended to read:

2           943.30 (4) Whoever violates sub. (1) by attempting to influence the official  
3 action of any public officer is guilty of a Class D H felony.

4           **SECTION 766.** 943.30 (5) (b) of the statutes is amended to read:

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

10          **SECTION 767.** 943.31 of the statutes is amended to read:

11          **943.31 Threats to communicate derogatory information.** Whoever  
12 threatens to communicate to anyone information, whether true or false, which would  
13 injure the reputation of the threatened person or another unless the threatened  
14 person transfers property to a person known not to be entitled to it is guilty of a Class  
15 E I felony.

16          **SECTION 768.** 943.32 (1) (intro.) of the statutes is amended to read:

17          943.32 (1) (intro.) Whoever, with intent to steal, takes property from the person  
18 or presence of the owner by either of the following means is guilty of a Class C E  
19 felony:

20          **SECTION 769.** 943.32 (2) of the statutes is amended to read:

21          943.32 (2) Whoever violates sub. (1) by use or threat of use of a dangerous  
22 weapon, a device or container described under s. 941.26 (4) (a) or any article used or  
23 fashioned in a manner to lead the victim reasonably to believe that it is a dangerous  
24 weapon or such a device or container is guilty of a Class B C felony.