

1     ~~\$10,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a  
2     Class H felony.

3             **SECTION 426.** 753.061 (2m) of the statutes is amended to read:

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

11            **SECTION 427.** 765.30 (1) (intro.) of the statutes is amended to read:

12            765.30 (1) (intro.) The following ~~shall~~ may be fined not less than ~~\$200~~ nor more  
13    than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

14            **SECTION 428.** 765.30 (2) (intro.) of the statutes is amended to read:

15            765.30 (2) (intro.) The following ~~shall~~ may be fined not less than ~~\$100~~ nor more  
16    than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

17            **SECTION 429.** 767.242 (8) of the statutes is amended to read:

18            767.242 (8) PENALTY. Whoever intentionally violates an injunction issued  
19    under sub. (5) (b) 2. c. ~~may be fined not more than \$10,000 or imprisoned for not more~~  
20    ~~than 2 years or both~~ is guilty of a Class I felony.

21            **SECTION 430.** 768.07 of the statutes is amended to read:

22            **768.07 Penalty.** Any person who violates any provision of this chapter may  
23    be fined not less than ~~\$100~~ nor more than ~~\$1,000~~ \$10,000 or imprisoned for not more  
24    than ~~2 years~~ 9 months or both.

25            **SECTION 431.** 783.07 of the statutes is amended to read:

1           **783.07 Fine or imprisonment.** Whenever a peremptory mandamus shall be  
2 is directed to any public officer, body, board or person, commanding the performance  
3 of any duty specially enjoined by law, ~~if it shall appear to the court that such~~ and the  
4 officer or person or any member of ~~such~~ the body or board has, without just excuse,  
5 refused or neglected to perform the duty so enjoined ~~the court may impose a fine, not~~  
6 ~~exceeding \$5,000, upon every such,~~ the officer, person or member of ~~such~~ the body or  
7 board, ~~or sentence the officer, person or member to imprisonment for not more than~~  
8 ~~7 years and 6 months~~ is guilty of a Class H felony.

9           **SECTION 432.** 801.50 (5) of the statutes is amended to read:

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

16           **SECTION 433.** 801.50 (5c) of the statutes is created to read:

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

22           **SECTION 434.** 814.634 (1) (a) of the statutes is amended to read:

23           814.634 (1) (a) Except for an action for a safety belt use violation under s.  
24 347.48 (2m), the clerk of circuit court shall charge and collect a \$40 ~~\$52~~ court support

1 services fee from any person, including any governmental unit as defined in s. 108.02  
2 (17), paying a fee under s. 814.61 (1) (a), (3), or (8) (am) or 814.63 (1).

3 **SECTION 435.** 814.634 (1) (b) of the statutes is amended to read:

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

9 **SECTION 436.** 814.634 (1) (c) of the statutes is amended to read:

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

16 **SECTION 437.** 908.08 (1) of the statutes is amended to read:

17 908.08 (1) In any criminal trial or hearing, juvenile fact-finding hearing under  
18 s. 48.31 or 938.31 or revocation hearing under s. 302.113 (9) (am), 302.114 (9) (am),  
19 304.06 (3), or 973.10 (2), the court or hearing examiner may admit into evidence the  
20 videotaped oral statement of a child who is available to testify, as provided in this  
21 section.

22 **SECTION 438.** 911.01 (4) (c) of the statutes is amended to read:

23 911.01 (4) (c) *Miscellaneous proceedings.* Proceedings for extradition or  
24 rendition; sentencing, ~~or~~ granting or revoking probation, modification of a bifurcated  
25 sentence under s. 302.113 (9g), issuance of arrest warrants, criminal summonses and

1 search warrants; proceedings under s. 971.14 (1) (c); proceedings with respect to  
2 pretrial release under ch. 969 except where habeas corpus is utilized with respect to  
3 release on bail or as otherwise provided in ch. 969.

4 **SECTION 439.** 938.208 (1) (a) of the statutes is amended to read:

5 938.208 (1) (a) Probable cause exists to believe that the juvenile has committed  
6 a delinquent act that would be a felony under s. 940.01, 940.02, 940.03, 940.05,  
7 940.19 (2) to (6), 940.21, 940.225 (1), 940.31, 941.20 (3), 943.02 (1), 943.23 (1g), ~~(1m)~~  
8 ~~or (1r)~~, 943.32 (2), 947.013 (1t), (1v) or (1x), 948.02 (1) or (2), 948.025 or 948.03 if  
9 committed by an adult.

10 **SECTION 440.** 938.34 (4h) (a) of the statutes is amended to read:

11 938.34 (4h) (a) The juvenile is 14 years of age or over and has been adjudicated  
12 delinquent for committing a violation of s. 939.31, 939.32 (1) (a), 940.03, 940.21,  
13 940.225 (1), 940.305, 940.31, 941.327 (2) (b) 4., 943.02, 943.10 (2), 943.23 (1g), ~~(1m)~~  
14 ~~or (1r)~~, 943.32 (2), 948.02 (1), 948.025, (1), or 948.30 (2), ~~948.35 (1) (b) or 948.36~~ or  
15 the juvenile is 10 years of age or over and has been adjudicated delinquent for  
16 attempting or committing a violation of s. 940.01 or for committing a violation of  
17 940.02 or 940.05.

18 **SECTION 441.** 938.34 (4m) (b) 1. of the statutes is amended to read:

19 938.34 (4m) (b) 1. The juvenile has committed a delinquent act that would be  
20 a felony under s. 940.01, 940.02, 940.03, 940.05, 940.19 (2) to (6), 940.21, 940.225 (1),  
21 940.31, 941.20 (3), 943.02 (1), 943.23 (1g), ~~(1m) or (1r)~~, 943.32 (2), 947.013 (1t), (1v)  
22 or (1x), 948.02 (1) or (2), 948.025 or 948.03 if committed by an adult.

23 **SECTION 442.** 938.355 (2d) (b) 3. of the statutes is amended to read:

24 938.355 (2d) (b) 3. That the parent has committed a violation of s. 940.19 (3),  
25 1999 stats., or s. 940.19 (2), ~~(3)~~, (4) or (5), 940.225 (1) or (2), 948.02 (1) or (2), 948.025

1 or 948.03 (2) (a) or (3) (a) or a violation of the law of any other state or federal law,  
2 if that violation would be a violation of s. 940.19 (2), ~~(3)~~, (4) or (5), 940.225 (1) or (2),  
3 948.02 (1) or (2), 948.025 or 948.03 (2) (a) or (3) (a) if committed in this state, and that  
4 the violation resulted in great bodily harm, as defined in s. 939.22 (14), or in  
5 substantial bodily harm, as defined in s. 939.22 (38), to the juvenile or another child  
6 of the parent.

7 **SECTION 443.** 938.355 (4) (b) of the statutes is amended to read:

8 938.355 (4) (b) An order under s. 938.34 (4d), (4h) or (4m) for which a juvenile  
9 has been adjudicated delinquent is subject to par. (a), except that the judge may make  
10 an order under s. 938.34 (4d) or (4m) apply for up to 2 years or until the juvenile's 18th  
11 birthdate, whichever is earlier and the judge shall make an order under s. 938.34 (4h)  
12 apply for 5 years, if the juvenile is adjudicated delinquent for committing a violation  
13 of s. 943.10 (2) or for committing an act that would be punishable as a Class B or C  
14 felony if committed by an adult, or until the juvenile reaches 25 years of age, if the  
15 juvenile is adjudicated delinquent for committing an act that would be punishable  
16 as a Class A felony if committed by an adult.

17 **SECTION 444.** 938.78 (3) of the statutes is amended to read:

18 938.78 (3) If a juvenile adjudged delinquent under s. 48.12, 1993 stats., or s.  
19 938.12 or found to be in need of protection or services under s. 48.13 (12), 1993 stats.,  
20 or s. 48.13 (14), 1993 stats., or s. 938.13 (12) or (14) on the basis of a violation of s.  
21 943.23 (1m) or (1r), 1999 stats., or s. 941.10, 941.11, 941.20, 941.21, 941.23, 941.235,  
22 941.237, 941.24, 941.26, 941.28, 941.295, 941.298, 941.30, 941.31, 941.32, 941.325,  
23 943.02, 943.03, 943.04, 943.10 (2) (a), 943.23 (1g), ~~(1m) or (1r)~~, 943.32 (2), 948.02,  
24 948.025, 948.03, 948.05, 948.055, 948.60, 948.605 or 948.61 or any crime specified in  
25 ch. 940 has escaped from a secured correctional facility, child caring institution,

1 secured group home, inpatient facility, as defined in s. 51.01 (10), secure detention  
2 facility or juvenile portion of a county jail, or from the custody of a peace officer or  
3 a guard of such a facility, institution or jail, or has been allowed to leave a secured  
4 correctional facility, child caring institution, secured group home, inpatient facility,  
5 secure detention facility or juvenile portion of a county jail for a specified time period  
6 and is absent from the facility, institution, home or jail for more than 12 hours after  
7 the expiration of the specified period, the department or county department having  
8 supervision over the juvenile may release the juvenile's name and any information  
9 about the juvenile that is necessary for the protection of the public or to secure the  
10 juvenile's return to the facility, institution, home or jail. The department of  
11 corrections shall promulgate rules establishing guidelines for the release of the  
12 juvenile's name or information about the juvenile to the public.

13 **SECTION 445.** 939.22 (21) (d) of the statutes is amended to read:

14 939.22 (21) (d) Battery, ~~substantial battery or aggravated battery~~, as  
15 prohibited in s. 940.19 or 940.195.

16 **SECTION 446.** 939.30 (1) of the statutes is amended to read:

17 939.30 (1) Except as provided in sub. (2) and ~~ss. 948.35 and s. 961.455~~, whoever,  
18 with intent that a felony be committed, advises another to commit that crime under  
19 circumstances that indicate unequivocally that he or she has the intent is guilty of  
20 a Class ~~D~~ H felony.

21 **SECTION 447.** 939.30 (2) of the statutes is amended to read:

22 939.30 (2) For a solicitation to commit a crime for which the penalty is life  
23 imprisonment, the actor is guilty of a Class ~~C~~ F felony. For a solicitation to commit  
24 a Class ~~E~~ I felony, the actor is guilty of a Class ~~E~~ I felony.

25 **SECTION 448.** 939.32 (1) (intro.) of the statutes is amended to read:

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

5           **SECTION 449.** 939.32 (1) (b) of the statutes is repealed.

6           **SECTION 450.** 939.32 (1) (bm) of the statutes is created to read:

7           939.32 (1) (bm) Whoever attempts to commit a Class I felony, other than one  
8 to which a penalty enhancement statute listed in s. 973.01 (2) (c) 2. a. or b. is being  
9 applied, is guilty of a Class A misdemeanor.

10          **SECTION 451.** 939.32 (1g) of the statutes is created to read:

11          939.32 (1g) **MAXIMUM PENALTY.** The maximum penalty for an attempt to commit  
12 a crime that is punishable under sub. (1) (intro.) is as follows:

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

14           (b) 1. If neither s. 939.62 (1) nor 961.48 is being applied, the maximum term  
15 of imprisonment is one-half of the maximum term of imprisonment, as increased by  
16 any penalty enhancement statute listed in s. 973.01 (2) (c) 2. a. and b., for the  
17 completed crime.

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

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

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

24          **SECTION 452.** 939.32 (1m) of the statutes is created to read:

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

4           (a) *Maximum term of confinement for attempt to commit classified felony.* 1.  
5 Subject to the minimum term of extended supervision required under s. 973.01 (2)  
6 (d), if the crime is a classified felony and neither s. 939.62 (1) nor 961.48 is being  
7 applied, the maximum term of confinement in prison is one-half of the maximum  
8 term of confinement in prison specified in s. 973.01 (2) (b), as increased by any  
9 penalty enhancement statute listed in s. 973.01 (2) (c) 2. a. and b., for the classified  
10 felony.

11           2. Subject to the minimum term of extended supervision required under s.  
12 973.01 (2) (d), if the crime is a classified felony and either s. 939.62 (1) or 961.48 is  
13 being applied, the court shall determine the maximum term of confinement in prison  
14 by the following method:

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

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

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

23           (c) *Maximum term of confinement for attempt to commit unclassified felony or*  
24 *misdemeanor.* The court shall determine the maximum term of confinement in  
25 prison for an attempt to commit a crime other than a classified felony by applying

1 s. 973.01 (2) (b) 10. to the maximum term of imprisonment calculated under sub. (1g)  
2 (b).

3 **SECTION 453.** 939.32 (2) (title) of the statutes is created to read:

4 939.32 (2) (title) MISDEMEANOR COMPUTER CRIMES.

5 **SECTION 454.** 939.32 (3) (title) of the statutes is created to read:

6 939.32 (3) (title) REQUIREMENTS.

7 **SECTION 455.** 939.50 (1) (intro.) of the statutes is amended to read:

8 939.50 (1) (intro.) ~~Except as provided in ss. 946.43 (2m) (a), 946.83 and 946.85,~~  
9 felonies Felonies in ~~chs. 939 to 951~~ the statutes are classified as follows:

10 **SECTION 456.** 939.50 (1) (bc) of the statutes is repealed.

11 **SECTION 457.** 939.50 (1) (f) of the statutes is created to read:

12 939.50 (1) (f) Class F felony.

13 **SECTION 458.** 939.50 (1) (g) of the statutes is created to read:

14 939.50 (1) (g) Class G felony.

15 **SECTION 459.** 939.50 (1) (h) of the statutes is created to read:

16 939.50 (1) (h) Class H felony.

17 **SECTION 460.** 939.50 (1) (i) of the statutes is created to read:

18 939.50 (1) (i) Class I felony.

19 **SECTION 461.** 939.50 (2) of the statutes is amended to read:

20 939.50 (2) A felony is a Class A, B, BC, C, D ~~or~~ E, F, G, H, or I felony when it  
21 is so specified in ~~chs. 939 to 951~~ the statutes.

22 **SECTION 462.** 939.50 (3) (bc) of the statutes is repealed.

23 **SECTION 463.** 939.50 (3) (c) of the statutes is amended to read:

24 939.50 (3) (c) For a Class C felony, a fine not to exceed ~~\$10,000~~ \$100,000 or  
25 imprisonment not to exceed ~~15~~ 40 years, or both.

1           **SECTION 464.** 939.50 (3) (d) of the statutes is amended to read:

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

4           **SECTION 465.** 939.50 (3) (e) of the statutes is amended to read:

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

7           **SECTION 466.** 939.50 (3) (f) of the statutes is created to read:

8           939.50 (3) (f) For a Class F felony, a fine not to exceed \$25,000 or imprisonment  
9 not to exceed 12 years and 6 months, or both.

10          **SECTION 467.** 939.50 (3) (g) of the statutes is created to read:

11          939.50 (3) (g) For a Class G felony, a fine not to exceed \$25,000 or imprisonment  
12 not to exceed 10 years, or both.

13          **SECTION 468.** 939.50 (3) (h) of the statutes is created to read:

14          939.50 (3) (h) For a Class H felony, a fine not to exceed \$10,000 or imprisonment  
15 not to exceed 6 years, or both.

16          **SECTION 469.** 939.50 (3) (i) of the statutes is created to read:

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

19          **SECTION 470.** 939.615 (7) (b) 2. of the statutes is amended to read:

20          939.615 (7) (b) 2. Whoever violates par. (a) is guilty of a Class ~~E~~ I felony if the  
21 same conduct that violates par. (a) also constitutes a crime that is a felony.

22          **SECTION 471.** 939.615 (7) (c) of the statutes is repealed.

23          **SECTION 472.** 939.62 (1) (a) of the statutes is amended to read:

24          939.62 (1) (a) A maximum term of imprisonment of one year or less may be  
25 increased to not more than ~~3~~ 2 years.

1           **SECTION 473.** 939.62 (1) (b) of the statutes is amended to read:

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

6           **SECTION 474.** 939.62 (1) (c) of the statutes is amended to read:

7           939.62 (1) (c) A maximum term of imprisonment of more than 10 years may be  
8 increased by not more than 2 years if the prior convictions were for misdemeanors  
9 and by not more than ~~10~~ 6 years if the prior conviction was for a felony.

10          **SECTION 475.** 939.62 (2m) (a) 2m. a. of the statutes is amended to read:

11          939.62 (2m) (a) 2m. a. Any felony under s. 961.41 (1), (1m) or (1x) ~~if the felony~~  
12 is that is a Class A, B, or C felony or, if the felony was committed before the effective  
13 date of this subd. 2m. a. .... [revisor inserts date], that is or was punishable by a  
14 maximum prison term of 30 years or more.

15          **SECTION 476.** 939.62 (2m) (a) 2m. b. of the statutes is amended to read:

16          939.62 (2m) (a) 2m. b. Any felony under s. 940.09 (1), 1999 stats., s. 943.23 (1m)  
17 or (1r), 1999 stats., s. 948.35 (1) (b) or (c), 1999 stats., or s. 948.36, 1999 stats., or s.  
18 940.01, 940.02, 940.03, 940.05, 940.09 (1) (1c), 940.16, 940.19 (5), 940.195 (5), 940.21,  
19 940.225 (1) or (2), 940.305, 940.31, 941.327 (2) (b) 4., 943.02, 943.10 (2), 943.23 (1g),  
20 (1m) or (1r), 943.32 (2), 946.43 (1m), 948.02 (1) or (2), 948.025, 948.03 (2) (a) or (c),  
21 948.05, 948.06, 948.07, 948.08, or 948.30 (2), ~~948.35 (1) (b) or (c) or 948.36.~~

22          **SECTION 477.** 939.622 of the statutes is repealed.

23          **SECTION 478.** 939.623 (2) of the statutes is amended to read:

24          939.623 (2) If a person has one or more prior convictions for a serious sex crime  
25 and subsequently commits a serious sex crime, the court shall impose a bifurcated

1 sentence ~~the person to~~ under s. 973.01. The term of confinement in prison portion  
2 of a bifurcated sentence imposed under this subsection may not be less than 5 years'  
3 imprisonment 3 years and 6 months, but otherwise the penalties for the crime apply,  
4 subject to any applicable penalty enhancement. The court shall may not place the  
5 defendant on probation.

6 **SECTION 479.** 939.624 (2) of the statutes is amended to read:

7 939.624 (2) If a person has one or more prior convictions for a serious violent  
8 crime or a crime punishable by life imprisonment and subsequently commits a  
9 serious violent crime, the court shall impose a bifurcated sentence the person to  
10 under s. 973.01. The term of confinement in prison portion of a bifurcated sentence  
11 imposed under this subsection may not be less than 5 years' imprisonment 3 years  
12 and 6 months, but otherwise the penalties for the crime apply, subject to any  
13 applicable penalty enhancement. The court shall may not place the defendant on  
14 probation.

15 **SECTION 480.** 939.625 of the statutes is repealed.

16 **SECTION 481.** 939.63 (1) of the statutes is renumbered 939.63, and 939.63 (1)

17 (d), (2) and (3), as renumbered, are amended to read:

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

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

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

25 **SECTION 482.** 939.63 (2) of the statutes is repealed.

1           **SECTION 483.** 939.632 (1) (e) 1. of the statutes is amended to read:

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

7           **SECTION 484.** 939.632 (2) of the statutes is amended to read:

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

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

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

15           **SECTION 485.** 939.635 of the statutes is repealed.

16           **SECTION 486.** 939.64 of the statutes is repealed.

17           **SECTION 487.** 939.641 of the statutes is repealed.

18           **SECTION 488.** 939.645 (2) of the statutes is amended to read:

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

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

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

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

7 **SECTION 489.** 939.646 of the statutes is repealed.

8 **SECTION 490.** 939.647 of the statutes is repealed.

9 **SECTION 491.** 939.648 of the statutes is repealed.

10 **SECTION 492.** 939.72 (1) of the statutes is amended to read:

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

13 **SECTION 493.** 939.75 (1) of the statutes is amended to read:

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

19 **SECTION 494.** 940.02 (2) (intro.) of the statutes is amended to read:

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

22 **SECTION 495.** 940.03 of the statutes is amended to read:

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

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

3             **SECTION 496.** 940.04 (1) of the statutes is amended to read:

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

7             **SECTION 497.** 940.04 (2) (intro.) of the statutes is amended to read:

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

10            **SECTION 498.** 940.04 (4) of the statutes is amended to read:

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

14            **SECTION 499.** 940.06 (1) of the statutes is amended to read:

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

17            **SECTION 500.** 940.06 (2) of the statutes is amended to read:

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

20            **SECTION 501.** 940.07 of the statutes is amended to read:

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

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

1           **SECTION 502.** 940.08 (1) of the statutes is amended to read:

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

5           **SECTION 503.** 940.08 (2) of the statutes is amended to read:

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

9           **SECTION 504.** 940.09 (1) (intro.) of the statutes is amended to read:

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

12          **SECTION 505.** 940.09 (1b) of the statutes is repealed.

13          **SECTION 506.** 940.09 (1c) of the statutes is created to read:

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

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

19          **SECTION 507.** 940.10 (1) of the statutes is amended to read:

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

22          **SECTION 508.** 940.10 (2) of the statutes is amended to read:

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

25          **SECTION 509.** 940.11 (1) of the statutes is amended to read:

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

4           **SECTION 510.** 940.11 (2) of the statutes is amended to read:

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

8           **SECTION 511.** 940.12 of the statutes is amended to read:

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

11           **SECTION 512.** 940.15 (2) of the statutes is amended to read:

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

15           **SECTION 513.** 940.15 (5) of the statutes is amended to read:

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

18           **SECTION 514.** 940.15 (6) of the statutes is amended to read:

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

1           **SECTION 515.** 940.19 (2) of the statutes is amended to read:

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

5           **SECTION 516.** 940.19 (3) of the statutes is repealed.

6           **SECTION 517.** 940.19 (4) of the statutes is amended to read:

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

9           **SECTION 518.** 940.19 (5) of the statutes is amended to read:

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

13          **SECTION 519.** 940.19 (6) (intro.) of the statutes is amended to read:

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

18          **SECTION 520.** 940.195 (2) of the statutes is amended to read:

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

22          **SECTION 521.** 940.195 (3) of the statutes is repealed.

23          **SECTION 522.** 940.195 (4) of the statutes is amended to read:

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

4           **SECTION 523.** 940.195 (5) of the statutes is amended to read:

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

9           **SECTION 524.** 940.195 (6) of the statutes is amended to read:

10          940.195 (6) Whoever intentionally causes bodily harm to an unborn child by  
11 conduct that creates a substantial risk of great bodily harm is guilty of a Class ~~D~~ H  
12 felony.

13          **SECTION 525.** 940.20 (1) of the statutes is amended to read:

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

18          **SECTION 526.** 940.20 (1m) of the statutes is amended to read:

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

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

4 **SECTION 527.** 940.20 (2) of the statutes is amended to read:

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

11 **SECTION 528.** 940.20 (2m) (b) of the statutes is amended to read:

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

17 **SECTION 529.** 940.20 (3) of the statutes is amended to read:

18 940.20 (3) BATTERY TO JURORS. Whoever intentionally causes bodily harm to a  
19 person who he or she knows or has reason to know is or was a grand or petit juror,  
20 and by reason of any verdict or indictment assented to by the person, without the  
21 consent of the person injured, is guilty of a Class D H felony.

22 **SECTION 530.** 940.20 (4) of the statutes is amended to read:

23 940.20 (4) BATTERY TO PUBLIC OFFICERS. Whoever intentionally causes bodily  
24 harm to a public officer in order to influence the action of such officer or as a result

1 of any action taken within an official capacity, without the consent of the person  
2 injured, is guilty of a Class ~~E~~ I felony.

3 **SECTION 531.** 940.20 (5) (b) of the statutes is amended to read:

4 940.20 (5) (b) Whoever intentionally causes bodily harm to a technical college  
5 district or school district officer or employee acting in that capacity, and the person  
6 knows or has reason to know that the victim is a technical college district or school  
7 district officer or employee, without the consent of the person so injured, is guilty of  
8 a Class ~~E~~ I felony.

9 **SECTION 532.** 940.20 (6) (b) (intro.) of the statutes is amended to read:

10 940.20 (6) (b) (intro.) Whoever intentionally causes bodily harm to another  
11 under any of the following circumstances is guilty of a Class ~~E~~ I felony:

12 **SECTION 533.** 940.20 (7) (a) 1e. of the statutes is amended to read:

13 940.20 (7) (a) 1e. "Ambulance" has the meaning given in s. 146.50 (1) (a) (am).

14 **SECTION 534.** 940.20 (7) (b) of the statutes is amended to read:

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

21 **SECTION 535.** 940.201 (2) (intro.) of the statutes is amended to read:

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

24 **SECTION 536.** 940.203 (2) (intro.) of the statutes is amended to read:

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

4           **SECTION 537.** 940.205 (2) (intro.) of the statutes is amended to read:

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

9           **SECTION 538.** 940.207 (2) (intro.) of the statutes is amended to read:

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

14          **SECTION 539.** 940.21 of the statutes is amended to read:

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

18          **SECTION 540.** 940.22 (2) of the statutes is amended to read:

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

25          **SECTION 541.** 940.225 (2) (intro.) of the statutes is amended to read:

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

3           **SECTION 542.** 940.225 (3) of the statutes is amended to read:

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

8           **SECTION 543.** 940.23 (1) (a) of the statutes is amended to read:

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

12           **SECTION 544.** 940.23 (1) (b) of the statutes is amended to read:

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

17           **SECTION 545.** 940.23 (2) (a) of the statutes is amended to read:

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

20           **SECTION 546.** 940.23 (2) (b) of the statutes is amended to read:

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

23           **SECTION 547.** 940.24 (1) of the statutes is amended to read:

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

1           **SECTION 548.** 940.24 (2) of the statutes is amended to read:

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

5           **SECTION 549.** 940.25 (1) (intro.) of the statutes is amended to read:

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

8           **SECTION 550.** 940.25 (1b) of the statutes is repealed.

9           **SECTION 551.** 940.285 (2) (b) 1g. of the statutes is amended to read:

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

13          **SECTION 552.** 940.285 (2) (b) 1m. of the statutes is amended to read:

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

16          **SECTION 553.** 940.285 (2) (b) 1r. of the statutes is amended to read:

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

21          **SECTION 554.** 940.285 (2) (b) 2. of the statutes is amended to read:

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

1           **SECTION 555.** 940.285 (2) (b) 3. of the statutes is repealed.

2           **SECTION 556.** 940.29 of the statutes is amended to read:

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

8           **SECTION 557.** 940.295 (3) (b) 1g. of the statutes is amended to read:

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

13           **SECTION 558.** 940.295 (3) (b) 1m. of the statutes is amended to read:

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

16           **SECTION 559.** 940.295 (3) (b) 1r. of the statutes is amended to read:

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

21           **SECTION 560.** 940.295 (3) (b) 2. of the statutes is amended to read:

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

1           **SECTION 561.** 940.295 (3) (b) 3. of the statutes is amended to read:

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

6           **SECTION 562.** 940.30 of the statutes is amended to read:

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

10          **SECTION 563.** 940.305 (1) of the statutes is amended to read:

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

16          **SECTION 564.** 940.305 (2) of the statutes is amended to read:

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

20          **SECTION 565.** 940.31 (1) (intro.) of the statutes is amended to read:

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

23          **SECTION 566.** 940.31 (2) (a) of the statutes is amended to read:

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

4           **SECTION 567.** 940.31 (2) (b) of the statutes is amended to read:

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

9           **SECTION 568.** 940.32 (2) (intro.) of the statutes is amended to read:

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

12           **SECTION 569.** 940.32 (2m) of the statutes is amended to read:

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

17           **SECTION 570.** 940.32 (3) (intro.) of the statutes is amended to read:

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

20           **SECTION 571.** 940.32 (3m) (intro.) of the statutes is amended to read:

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

23           **SECTION 572.** 940.43 (intro.) of the statutes is amended to read:

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

1           **SECTION 573.** 940.45 (intro.) of the statutes is amended to read:

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

4           **SECTION 574.** 941.11 (intro.) of the statutes is amended to read:

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

7           **SECTION 575.** 941.12 (1) of the statutes is amended to read:

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

11           **SECTION 576.** 941.20 (2) (intro.) of the statutes is amended to read:

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

14           **SECTION 577.** 941.20 (3) (a) (intro.) of the statutes is amended to read:

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

19           **SECTION 578.** 941.21 of the statutes is amended to read:

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

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

3 **SECTION 579.** 941.235 (1) of the statutes is amended to read:

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

7 **SECTION 580.** 941.26 (2) (a) of the statutes is amended to read:

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

9 **SECTION 581.** 941.26 (2) (b) of the statutes is amended to read:

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

11 **SECTION 582.** 941.26 (2) (e) of the statutes is amended to read:

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

15 **SECTION 583.** 941.26 (2) (f) of the statutes is amended to read:

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

20 **SECTION 584.** 941.26 (2) (g) of the statutes is amended to read:

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

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

3 **SECTION 585.** 941.26 (4) (d) of the statutes is amended to read:

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

8 **SECTION 586.** 941.26 (4) (e) of the statutes is amended to read:

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

14 **SECTION 587.** 941.28 (3) of the statutes is amended to read:

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

16 **SECTION 588.** 941.29 (2) (intro.) of the statutes is amended to read:

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

19 **SECTION 589.** 941.29 (2m) of the statutes is repealed.

20 **SECTION 590.** 941.295 (1) of the statutes is amended to read:

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

23 **SECTION 591.** 941.296 (2) (intro.) of the statutes is amended to read:

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

4           **SECTION 592.** 941.296 (3) of the statutes is repealed.

5           **SECTION 593.** 941.298 (2) of the statutes is amended to read:

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

8           **SECTION 594.** 941.30 (1) of the statutes is amended to read:

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

12           **SECTION 595.** 941.30 (2) of the statutes is amended to read:

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

15           **SECTION 596.** 941.31 (1) of the statutes is amended to read:

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

20           **SECTION 597.** 941.31 (2) (b) of the statutes is amended to read:

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

25           **SECTION 598.** 941.315 (3) (intro.) of the statutes is amended to read:

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

3           **SECTION 599.** 941.32 of the statutes is amended to read:

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

8           **SECTION 600.** 941.325 of the statutes is amended to read:

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

12           **SECTION 601.** 941.327 (2) (b) 1. of the statutes is amended to read:

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

15           **SECTION 602.** 941.327 (2) (b) 2. of the statutes is amended to read:

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

18           **SECTION 603.** 941.327 (2) (b) 3. of the statutes is amended to read:

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

21           **SECTION 604.** 941.327 (2) (b) 4. of the statutes is amended to read:

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

24           **SECTION 605.** 941.327 (3) of the statutes is amended to read:

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

4           **SECTION 606.** 941.37 (1) (a) of the statutes is amended to read:

5           941.37 (1) (a) “Ambulance” has the meaning specified in s. 146.50 (1) (a) (am).

6           **SECTION 607.** 941.37 (3) of the statutes is amended to read:

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

11          **SECTION 608.** 941.37 (4) of the statutes is amended to read:

12          941.37 (4) Any person who violates sub. (3) and thereby contributes to the  
13 death of another is guilty of a Class C E felony.

14          **SECTION 609.** 941.38 (1) (b) 4. of the statutes is amended to read:

15          941.38 (1) (b) 4. Battery, ~~substantial battery or aggravated battery,~~ as  
16 prohibited in s. 940.19 or 940.195.

17          **SECTION 610.** 941.38 (2) of the statutes is amended to read:

18          941.38 (2) Whoever intentionally solicits a child to participate in criminal gang  
19 activity is guilty of a Class E I felony.

20          **SECTION 611.** 942.09 (2) (intro.) of the statutes, as affected by 2001 Wisconsin  
21 Act 33, is amended to read:

22          942.09 (2) (intro.) Whoever does any of the following is guilty of a Class E I  
23 felony:

24          **SECTION 612.** 943.01 (2) (intro.) of the statutes is amended to read:

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

3           **SECTION 613.** 943.01 (2d) (b) (intro.) of the statutes, as created by 2001  
4 Wisconsin Act 16, is amended to read:

5           943.01 (2d) (b) (intro.) Any person violating sub. (1) under all of the following  
6 circumstances is guilty of a Class **E I** felony:

7           **SECTION 614.** 943.01 (2g) (intro.) of the statutes is amended to read:

8           943.01 (2g) (intro.) Any person violating sub. (1) under all of the following  
9 circumstances is guilty of a Class **E I** felony:

10          **SECTION 615.** 943.011 (2) (intro.) of the statutes is amended to read:

11          943.011 (2) (intro.) Whoever does any of the following is guilty of a Class **D I**  
12 felony:

13          **SECTION 616.** 943.012 (intro.) of the statutes is amended to read:

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

20          **SECTION 617.** 943.013 (2) (intro.) of the statutes is amended to read:

21          943.013 (2) (intro.) Whoever intentionally causes or threatens to cause damage  
22 to any physical property that belongs to a judge or his or her family member under  
23 all of the following circumstances is guilty of a Class **D I** felony:

24          **SECTION 618.** 943.014 (2) of the statutes is amended to read:

1           943.014 (2) Whoever intentionally demolishes a historic building without a  
2 permit issued by a city, village, town or county or without an order issued under s.  
3 66.0413 ~~shall be fined an amount equal to 2 times the fair market value of the historic~~  
4 ~~building and the land upon which the building is located immediately prior to~~  
5 ~~demolition and may be imprisoned for not more than 9 months is guilty of a Class A~~  
6 misdemeanor.

7           **SECTION 619.** 943.015 (2) (intro.) of the statutes is amended to read:

8           943.015 (2) (intro.) Whoever intentionally causes or threatens to cause damage  
9 to any physical property which belongs to a department of revenue official, employee  
10 or agent or his or her family member under all of the following circumstances is guilty  
11 of a Class D I felony:

12           **SECTION 620.** 943.017 (2) (intro.) of the statutes is amended to read:

13           943.017 (2) (intro.) Any person violating sub. (1) under any of the following  
14 circumstances is guilty of a Class D I felony:

15           **SECTION 621.** 943.017 (2m) (b) (intro.) of the statutes is amended to read:

16           943.017 (2m) (b) (intro.) Whoever does any of the following is guilty of a Class D  
17 I felony:

18           **SECTION 622.** 943.02 (1) (intro.) of the statutes is amended to read:

19           943.02 (1) (intro.) Whoever does any of the following is guilty of a Class B C  
20 felony:

21           **SECTION 623.** 943.03 of the statutes is amended to read:

22           **943.03 Arson of property other than building.** Whoever, by means of fire,  
23 intentionally damages any property of another without the person's consent, if the  
24 property is not a building and has a value of \$100 or more, is guilty of a Class E I  
25 felony.

1           **SECTION 624.** 943.04 of the statutes is amended to read:

2           **943.04 Arson with intent to defraud.** Whoever, by means of fire, damages  
3 any property, other than a building, with intent to defraud an insurer of that property  
4 is guilty of a Class ~~D~~ H felony. Proof that the actor recovered or attempted to recover  
5 on a policy of insurance by reason of the fire is relevant but not essential to establish  
6 the actor's intent to defraud the insurer.

7           **SECTION 625.** 943.06 (2) of the statutes is amended to read:

8           943.06 (2) Whoever possesses, manufactures, sells, offers for sale, gives or  
9 transfers a fire bomb is guilty of a Class ~~E~~ H felony.

10          **SECTION 626.** 943.07 (1) of the statutes is amended to read:

11          943.07 (1) Whoever intentionally causes damage or who causes another person  
12 to damage, tamper, change or destroy any railroad track, switch, bridge, trestle,  
13 tunnel or signal or any railroad property used in providing rail services, which could  
14 cause an injury, accident or derailment is guilty of a Class ~~A misdemeanor~~ I felony.

15          **SECTION 627.** 943.07 (2) of the statutes is amended to read:

16          943.07 (2) Whoever intentionally shoots a firearm at any portion of a railroad  
17 train, car, caboose or engine is guilty of a Class ~~A misdemeanor~~ I felony.

18          **SECTION 628.** 943.10 (1) (intro.) of the statutes is amended to read:

19          943.10 (1) (intro.) Whoever intentionally enters any of the following places  
20 without the consent of the person in lawful possession and with intent to steal or  
21 commit a felony in such place is guilty of a Class ~~C~~ F felony:

22          **SECTION 629.** 943.10 (2) (intro.) of the statutes is amended to read:

23          943.10 (2) (intro.) Whoever violates sub. (1) under any of the following  
24 circumstances is guilty of a Class ~~B~~ E felony:

25          **SECTION 630.** 943.12 of the statutes is amended to read:

1           **943.12 Possession of burglarious tools.** Whoever has in personal  
2 possession any device or instrumentality intended, designed or adapted for use in  
3 breaking into any depository designed for the safekeeping of any valuables or into  
4 any building or room, with intent to use such device or instrumentality to break into  
5 a depository, building or room, and to steal therefrom, is guilty of a Class ~~E~~ I felony.

6           **SECTION 631.** 943.20 (3) (bf) of the statutes is created to read:

7           943.20 (3) (bf) If the value of the property exceeds \$2,500 but does not exceed  
8 \$5,000, is guilty of a Class I felony.

9           **SECTION 632.** 943.20 (3) (bm) of the statutes is created to read:

10           943.20 (3) (bm) If the value of the property exceeds \$5,000 but does not exceed  
11 \$10,000, is guilty of a Class H felony.

12           **SECTION 633.** 943.20 (3) (c) of the statutes is amended to read:

13           943.20 (3) (c) If the value of the property exceeds ~~\$2,500~~ \$10,000, is guilty of  
14 a Class ~~C~~ G felony.

15           **SECTION 634.** 943.20 (3) (d) (intro.) of the statutes is amended to read:

16           943.20 (3) (d) (intro.) If ~~the value of the property does not exceed \$2,500 and~~  
17 any of the following circumstances exist exists, is guilty of a Class ~~D~~ H felony:

18           **SECTION 635.** 943.20 (3) (d) 1. of the statutes is amended to read:

19           943.20 (3) (d) 1. The property is a domestic animal; ~~or,~~

20           **SECTION 636.** 943.20 (3) (d) 2. of the statutes is renumbered 943.20 (3) (e) and  
21 amended to read:

22           943.20 (3) (e) ~~The~~ If the property is taken from the person of another or from  
23 a corpse; ~~or,~~ is guilty of a Class G felony.

24           **SECTION 637.** 943.20 (3) (d) 3. of the statutes is amended to read:

1           943.20 (3) (d) 3. The property is taken from a building which has been destroyed  
2 or left unoccupied because of physical disaster, riot, bombing or the proximity of  
3 battle; ~~or,~~

4           **SECTION 638.** 943.20 (3) (d) 4. of the statutes is amended to read:

5           943.20 (3) (d) 4. The property is taken after physical disaster, riot, bombing or  
6 the proximity of battle has necessitated its removal from a building; ~~or,~~

7           **SECTION 639.** 943.201 (2) of the statutes is amended to read:

8           943.201 (2) Whoever intentionally uses or attempts to use any personal  
9 identifying information or personal identification document of an individual to  
10 obtain credit, money, goods, services or anything else of value without the  
11 authorization or consent of the individual and by representing that he or she is the  
12 individual or is acting with the authorization or consent of the individual is guilty  
13 of a Class ~~D~~ H felony.

14           **SECTION 640.** 943.205 (3) of the statutes is amended to read:

15           943.205 (3) Anyone who violates this section is guilty of a Class ~~E~~ I felony.

16           **SECTION 641.** 943.207 (3m) (b) (intro.) of the statutes is amended to read:

17           943.207 (3m) (b) (intro.) Whoever violates this section is guilty of a Class ~~D~~ I  
18 felony under any of the following circumstances:

19           **SECTION 642.** 943.207 (3m) (c) (intro.) of the statutes is amended to read:

20           943.207 (3m) (c) (intro.) Whoever violates this section is guilty of a Class ~~C~~ H  
21 felony under any of the following circumstances:

22           **SECTION 643.** 943.208 (2) (b) of the statutes is amended to read:

23           943.208 (2) (b) Whoever violates sub. (1) is guilty of a Class ~~D~~ I felony if the  
24 person creates, advertises, offers for sale or rent, sells, rents, transports or possesses  
25 fewer than 1,000 recordings embodying sound or fewer than 100 audiovisual

1 recordings in violation of sub. (1) during a 180–day period, and the value of the  
2 recordings exceeds \$2,500.

3 **SECTION 644.** 943.208 (2) (c) of the statutes is amended to read:

4 943.208 (2) (c) Whoever violates sub. (1) is guilty of a Class C H felony if the  
5 person creates, advertises, offers for sale or rent, sells, rents, transports or possesses  
6 at least 1,000 recordings embodying sound or at least 100 audiovisual recordings in  
7 violation of sub. (1) during a 180–day period or if the violation occurs after the person  
8 has been convicted under this section.

9 **SECTION 645.** 943.209 (2) (b) of the statutes is amended to read:

10 943.209 (2) (b) Whoever violates sub. (1) is guilty of a Class D I felony if the  
11 person advertises, offers for sale or rent, sells, rents, transports or possesses fewer  
12 than 100 recordings in violation of sub. (1) during a 180–day period, and the value  
13 of the recordings exceeds \$2,500.

14 **SECTION 646.** 943.209 (2) (c) of the statutes is amended to read:

15 943.209 (2) (c) Whoever violates sub. (1) is guilty of a Class C H felony if the  
16 person advertises, offers for sale or rent, sells, rents, transports or possesses at least  
17 100 recordings in violation of sub. (1) during a 180–day period or if the violation  
18 occurs after the person has been convicted under this section.

19 **SECTION 647.** 943.21 (3) (b) of the statutes, as affected by 2001 Wisconsin Act  
20 16, is amended to read:

21 943.21 (3) (b) Is guilty of a Class E I felony when the value of any beverage,  
22 food, lodging, accommodation, transportation or other service exceeds \$2,500.

23 **SECTION 648.** 943.23 (1g) of the statutes is amended to read:

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

4           **SECTION 649.** 943.23 (1m) of the statutes is repealed.

5           **SECTION 650.** 943.23 (1r) of the statutes is repealed.

6           **SECTION 651.** 943.23 (2) of the statutes is amended to read:

7           943.23 (2) ~~Whoever~~ Except as provided in sub. (3m), whoever intentionally  
8 takes and drives any vehicle without the consent of the owner is guilty of a Class D  
9 H felony.

10          **SECTION 652.** 943.23 (3) of the statutes is amended to read:

11          943.23 (3) ~~Whoever~~ Except as provided in sub. (3m), whoever intentionally  
12 drives or operates any vehicle without the consent of the owner is guilty of a Class  
13 E I felony.

14          **SECTION 653.** 943.23 (3m) of the statutes is created to read:

15          943.23 (3m) It is an affirmative defense to a prosecution for a violation of sub.  
16 (2) or (3) if the defendant abandoned the vehicle without damage within 24 hours  
17 after the vehicle was taken from the possession of the owner. An affirmative defense  
18 under this subsection mitigates the offense to a Class A misdemeanor. A defendant  
19 who raises this affirmative defense has the burden of proving the defense by a  
20 preponderance of the evidence.

21          **SECTION 654.** 943.23 (4m) of the statutes is amended to read:

22          943.23 (4m) Whoever knows that the owner does not consent to the driving or  
23 operation of a vehicle and intentionally accompanies, as a passenger in the vehicle,  
24 a person while he or she violates sub. (1g), ~~(1m), (1r)~~, (2) ~~or~~, (3), or (3m) is guilty of  
25 a Class A misdemeanor.

1           **SECTION 655.** 943.23 (5) of the statutes is amended to read:

2           943.23 (5) Whoever intentionally removes a major part of a vehicle without the  
3 consent of the owner is guilty of a Class E I felony. Whoever intentionally removes  
4 any other part or component of a vehicle without the consent of the owner is guilty  
5 of a Class A misdemeanor.

6           **SECTION 656.** 943.24 (2) of the statutes, as affected by 2001 Wisconsin Act 16,  
7 is amended to read:

8           943.24 (2) Whoever issues any single check or other order for the payment of  
9 more than \$2,500 or whoever within a 15-day period issues more than one check or  
10 other order amounting in the aggregate to more than \$2,500 which, at the time of  
11 issuance, the person intends shall not be paid is guilty of a Class E I felony.

12           **SECTION 657.** 943.25 (1) of the statutes is amended to read:

13           943.25 (1) Whoever, with intent to defraud, conveys real property which he or  
14 she knows is encumbered, without informing the grantee of the existence of the  
15 encumbrance is guilty of a Class E I felony.

16           **SECTION 658.** 943.25 (2) (intro.) of the statutes is amended to read:

17           943.25 (2) (intro.) Whoever, with intent to defraud, does any of the following  
18 is guilty of a Class E I felony:

19           **SECTION 659.** 943.26 (2) of the statutes is amended to read:

20           943.26 (2) If the security is impaired by more than \$1,000, the mortgagor or  
21 vendee is guilty of a Class E I felony.

22           **SECTION 660.** 943.27 of the statutes is amended to read:

23           **943.27 Possession of records of certain usurious loans.** Any person who  
24 knowingly possesses any writing representing or constituting a record of a charge of,  
25 contract for, receipt of or demand for a rate of interest or consideration exceeding \$20

1 upon \$100 for one year computed upon the declining principal balance of the loan,  
2 use or forbearance of money, goods or things in action or upon the loan, use or sale  
3 of credit is, if the rate is prohibited by a law other than this section, guilty of a Class  
4 E I felony.

5 **SECTION 661.** 943.28 (2) of the statutes is amended to read:

6 943.28 (2) Whoever makes any extortionate extension of credit, or conspires to  
7 do so, if one or more of the parties to the conspiracy does an act to effect its object,  
8 is guilty of a Class C F felony.

9 **SECTION 662.** 943.28 (3) of the statutes is amended to read:

10 943.28 (3) Whoever advances money or property, whether as a gift, as a loan,  
11 as an investment, pursuant to a partnership or profit-sharing agreement, or  
12 otherwise, for the purpose of making extortionate extensions of credit, is guilty of a  
13 Class C F felony.

14 **SECTION 663.** 943.28 (4) of the statutes is amended to read:

15 943.28 (4) Whoever knowingly participates in any way in the use of any  
16 extortionate means to collect or attempt to collect any extension of credit, or to punish  
17 any person for the nonrepayment thereof, is guilty of a Class C F felony.

18 **SECTION 664.** 943.30 (1) of the statutes is amended to read:

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

1           **SECTION 665.** 943.30 (2) of the statutes is amended to read:

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

5           **SECTION 666.** 943.30 (3) of the statutes is amended to read:

6           943.30 (3) Whoever violates sub. (1) by attempting to influence any petit or  
7 grand juror, in the performance of his or her functions as such, is guilty of a Class **D**  
8 **H** felony.

9           **SECTION 667.** 943.30 (4) of the statutes is amended to read:

10          943.30 (4) Whoever violates sub. (1) by attempting to influence the official  
11 action of any public officer is guilty of a Class **D H** felony.

12          **SECTION 668.** 943.30 (5) (b) of the statutes is amended to read:

13          943.30 (5) (b) Whoever, orally or by any written or printed communication,  
14 maliciously uses, or threatens to use, the patient health care records of another  
15 person, with intent thereby to extort money or any pecuniary advantage, or with  
16 intent to compel the person so threatened to do any act against the person's will or  
17 omit to do any lawful act, is guilty of a Class **D H** felony.

18          **SECTION 669.** 943.31 of the statutes is amended to read:

19          **943.31 Threats to communicate derogatory information.** Whoever  
20 threatens to communicate to anyone information, whether true or false, which would  
21 injure the reputation of the threatened person or another unless the threatened  
22 person transfers property to a person known not to be entitled to it is guilty of a Class  
23 **E I** felony.

24          **SECTION 670.** 943.32 (1) (intro.) of the statutes is amended to read:

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

4           **SECTION 671.** 943.32 (2) of the statutes is amended to read:

5           943.32 (2) Whoever violates sub. (1) by use or threat of use of a dangerous  
6 weapon, a device or container described under s. 941.26 (4) (a) or any article used or  
7 fashioned in a manner to lead the victim reasonably to believe that it is a dangerous  
8 weapon or such a device or container is guilty of a Class B C felony.

9           **SECTION 672.** 943.34 (1) (bf) of the statutes is created to read:

10           943.34 (1) (bf) A Class I felony, if the value of the property exceeds \$2,500 but  
11 does not exceed \$5,000.

12           **SECTION 673.** 943.34 (1) (bm) of the statutes is created to read:

13           943.34 (1) (bm) A Class H felony, if the value of the property exceeds \$5,000 but  
14 does not exceed \$10,000.

15           **SECTION 674.** 943.34 (1) (c) of the statutes is amended to read:

16           943.34 (1) (c) A Class C C felony, if the value of the property exceeds \$2,500  
17 \$10,000.

18           **SECTION 675.** 943.38 (1) (intro.) of the statutes is amended to read:

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

23           **SECTION 676.** 943.38 (2) of the statutes is amended to read:

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

4           **SECTION 677.** 943.39 (intro.) of the statutes is amended to read:

5           **943.39 Fraudulent writings.** (intro.) Whoever, with intent to injure or  
6 defraud, does any of the following is guilty of a Class D H felony:

7           **SECTION 678.** 943.395 (2) (b) of the statutes, as affected by 2001 Wisconsin Act  
8 16, is amended to read:

9           943.395 (2) (b) Is guilty of a Class E I felony if the value of the claim or benefit  
10 exceeds \$2,500.

11           **SECTION 679.** 943.40 (intro.) of the statutes is amended to read:

12           **943.40 Fraudulent destruction of certain writings.** (intro.) Whoever with  
13 intent to defraud does either of the following is guilty of a Class D H felony:

14           **SECTION 680.** 943.41 (8) (b) of the statutes is amended to read:

15           943.41 (8) (b) Any person violating any provision of sub. (3) (e), (4) (a), (6) (c)  
16 or (6m) is guilty of a Class E I felony.

17           **SECTION 681.** 943.41 (8) (c) of the statutes, as affected by 2001 Wisconsin Act  
18 16, is amended to read:

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

1 separate transactions within a period not exceeding 6 months, the person is guilty  
2 of a Class H felony; or if the value of money, goods, services, or property exceeds  
3 \$10,000, in a single transaction or in separate transactions within a period not  
4 exceeding 6 months, the person is guilty of a Class G felony.

5 **SECTION 682.** 943.45 (3) (c) of the statutes is amended to read:

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

9 **SECTION 683.** 943.45 (3) (d) of the statutes is amended to read:

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

13 **SECTION 684.** 943.455 (4) (c) of the statutes is amended to read:

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

17 **SECTION 685.** 943.455 (4) (d) of the statutes is amended to read:

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

21 **SECTION 686.** 943.46 (4) (c) of the statutes is amended to read:

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

25 **SECTION 687.** 943.46 (4) (d) of the statutes is amended to read:

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

4           **SECTION 688.** 943.47 (3) (c) of the statutes is amended to read:

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

8           **SECTION 689.** 943.47 (3) (d) of the statutes is amended to read:

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

12           **SECTION 690.** 943.49 (2) (b) 2. of the statutes is amended to read:

13           943.49 (2) (b) 2. A person who violates par. (a) is guilty of a Class D I felony if  
14 the violation occurs after the person has been convicted under this subsection.

15           **SECTION 691.** 943.50 (4) (bf) of the statutes is created to read:

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

18           **SECTION 692.** 943.50 (4) (bm) of the statutes is created to read:

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

21           **SECTION 693.** 943.50 (4) (c) of the statutes is amended to read:

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

24           **SECTION 694.** 943.60 (1) of the statutes is amended to read:

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

6           **SECTION 695.** 943.61 (5) (c) of the statutes is amended to read:

7           943.61 (5) (c) A Class C H felony, if the value of the library materials exceeds  
8 \$2,500.

9           **SECTION 696.** 943.62 (4) (c) of the statutes is amended to read:

10          943.62 (4) (c) A Class C F felony, if the value of the advance payment or required  
11 refund, as applicable, exceeds \$2,500.

12          **SECTION 697.** 943.70 (2) (b) 2. of the statutes is amended to read:

13          943.70 (2) (b) 2. A Class E I felony if the offense is committed to defraud or to  
14 obtain property.

15          **SECTION 698.** 943.70 (2) (b) 3. of the statutes is repealed.

16          **SECTION 699.** 943.70 (2) (b) 3g. of the statutes, as created by 2001 Wisconsin  
17 Act 16, is amended to read:

18          943.70 (2) (b) 3g. A Class C F felony if the offense results in damage valued at  
19 more than \$2,500.

20          **SECTION 700.** 943.70 (2) (b) 3r. of the statutes, as created by 2001 Wisconsin Act  
21 16, is amended to read:

22          943.70 (2) (b) 3r. A Class C F felony if the offense causes an interruption or  
23 impairment of governmental operations or public communication, of transportation,  
24 or of a supply of water, gas, or other public service.

25          **SECTION 701.** 943.70 (2) (b) 4. of the statutes is amended to read:

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

3           **SECTION 702.** 943.70 (2) (c) 1. of the statutes, as created by 2001 Wisconsin Act  
4 16, is amended to read:

5           943.70 (2) (c) 1. In the case of a misdemeanor, the maximum fine prescribed by  
6 law for the crime may be increased by not more than \$1,000 and the maximum term  
7 of imprisonment prescribed by law for the crime may be increased so that the revised  
8 maximum term of imprisonment is ~~12 months~~ one year in the county jail.

9           **SECTION 703.** 943.70 (3) (b) 2. of the statutes is amended to read:

10          943.70 (3) (b) 2. A Class E I felony if the offense is committed to defraud or  
11 obtain property.

12          **SECTION 704.** 943.70 (3) (b) 3. of the statutes is amended to read:

13          943.70 (3) (b) 3. A Class D H felony if the damage to the computer, computer  
14 system, computer network, equipment or supplies is greater than \$2,500.

15          **SECTION 705.** 943.70 (3) (b) 4. of the statutes is amended to read:

16          943.70 (3) (b) 4. A Class C F felony if the offense creates a substantial and  
17 unreasonable risk of death or great bodily harm to another.

18          **SECTION 706.** 943.75 (2) of the statutes is amended to read:

19          943.75 (2) Whoever intentionally releases an animal that is lawfully confined  
20 for companionship or protection of persons or property, recreation, exhibition, or  
21 educational purposes, acting without the consent of the owner or custodian of the  
22 animal, is guilty of a Class C misdemeanor. A 2nd violation of this subsection by a  
23 person is a Class A misdemeanor. A 3rd or subsequent violation of this subsection  
24 by a person is a Class E I felony.

25          **SECTION 707.** 943.75 (2m) of the statutes is amended to read:

1           **943.75 (2m)** Whoever intentionally releases an animal that is lawfully  
2 confined for scientific, farming, restocking, research or commercial purposes, acting  
3 without the consent of the owner or custodian of the animal, is guilty of a Class C H  
4 felony.

5           **SECTION 708.** 943.76 (2) (a) of the statutes, as created by 2001 Wisconsin Act  
6 16, is amended to read:

7           **943.76 (2) (a)** Whoever intentionally introduces a contagious or infectious  
8 disease into livestock without the consent of the owner of the livestock is guilty of a  
9 Class C F felony.

10          **SECTION 709.** 943.76 (2) (b) of the statutes, as created by 2001 Wisconsin Act  
11 16, is amended to read:

12          **943.76 (2) (b)** Whoever intentionally introduces a contagious or infectious  
13 disease into wild deer without the consent of the department of natural resources is  
14 guilty of a Class C F felony.

15          **SECTION 710.** 944.05 (1) (intro.) of the statutes is amended to read:

16          **944.05 (1) (intro.)** Whoever does any of the following is guilty of a Class E I  
17 felony:

18          **SECTION 711.** 944.06 of the statutes is amended to read:

19          **944.06 Incest.** Whoever marries or has nonmarital sexual intercourse with  
20 a person he or she knows is a blood relative and such relative is in fact related in a  
21 degree within which the marriage of the parties is prohibited by the law of this state  
22 is guilty of a Class C F felony.

23          **SECTION 712.** 944.15 (title) of the statutes is repealed and recreated to read:

24          **944.15 (title) Public fornication.**

25          **SECTION 713.** 944.16 (intro.) of the statutes is amended to read:

1           **944.16 Adultery.** (intro.) Whoever does either of the following is guilty of a  
2 Class E I felony:

3           **SECTION 714.** 944.21 (5) (c) of the statutes is amended to read:

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

6           **SECTION 715.** 944.21 (5) (e) of the statutes is amended to read:

7           944.21 (5) (e) Regardless of the number of prior convictions, if the violation  
8 under sub. (3) or (4) is for a wholesale transfer or distribution of obscene material,  
9 the person is guilty of a Class D H felony.

10          **SECTION 716.** 944.32 of the statutes is amended to read:

11          **944.32 Soliciting prostitutes.** Except as provided under s. 948.08, whoever  
12 intentionally solicits or causes any person to practice prostitution or establishes any  
13 person in a place of prostitution is guilty of a Class D H felony.

14          **SECTION 717.** 944.33 (2) of the statutes is amended to read:

15          944.33 (2) If the person received compensation from the earnings of the  
16 prostitute, such person is guilty of a Class C F felony.

17          **SECTION 718.** 944.34 (intro.) of the statutes is amended to read:

18          **944.34 Keeping place of prostitution.** (intro.) Whoever intentionally does  
19 any of the following is guilty of a Class D H felony:

20          **SECTION 719.** 945.03 (1m) (intro.) of the statutes is amended to read:

21          945.03 (1m) (intro.) Whoever intentionally does any of the following is engaged  
22 in commercial gambling and, except as provided in sub. (2m), is guilty of a Class E  
23 I felony:

24          **SECTION 720.** 945.05 (1) (intro.) of the statutes, as affected by 2001 Wisconsin  
25 Act 16, is amended to read:

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

4           **SECTION 721.** 945.08 (1) of the statutes is amended to read:

5           945.08 (1) Any person who, with intent to influence any participant to refrain  
6 from exerting full skill, speed, strength or endurance, transfers or promises any  
7 property or any personal advantage to or on behalf of any participant in a contest of  
8 skill, speed, strength or endurance is guilty of a Class D H felony.

9           **SECTION 722.** 946.02 (1) (intro.) of the statutes is amended to read:

10          946.02 (1) (intro.) Whoever does any of the following is guilty of a Class C F  
11 felony:

12          **SECTION 723.** 946.03 (1) (intro.) of the statutes is amended to read:

13          946.03 (1) (intro.) Whoever does any of the following is guilty of a Class C F  
14 felony:

15          **SECTION 724.** 946.03 (2) of the statutes is amended to read:

16          946.03 (2) Whoever permits any premises under his or her care, control or  
17 supervision to be used by an assembly with knowledge that the purpose of the  
18 assembly is to advocate or teach the duty, necessity, desirability or propriety of  
19 overthrowing the government of the United States or this state by the use or threat  
20 of physical violence with intent that such government be overthrown or, after  
21 learning that the premises are being so used, permits such use to be continued is  
22 guilty of a Class E I felony.

23          **SECTION 725.** 946.05 (1) of the statutes is amended to read:

24          946.05 (1) Whoever intentionally and publicly mutilates, defiles, or casts  
25 contempt upon the flag is guilty of a Class E I felony.

1           **SECTION 726.** 946.10 (intro.) of the statutes is amended to read:

2           **946.10 Bribery of public officers and employees.** (intro.) Whoever does  
3 either of the following is guilty of a Class **D H** felony:

4           **SECTION 727.** 946.11 (1) (intro.) of the statutes is amended to read:

5           946.11 (1) (intro.) Whoever does the following is guilty of a Class **E I** felony:

6           **SECTION 728.** 946.12 (intro.) of the statutes is amended to read:

7           **946.12 Misconduct in public office.** (intro.) Any public officer or public  
8 employee who does any of the following is guilty of a Class **E I** felony:

9           **SECTION 729.** 946.13 (1) (intro.) of the statutes is amended to read:

10           946.13 (1) (intro.) Any public officer or public employee who does any of the  
11 following is guilty of a Class **E I** felony:

12           **SECTION 730.** 946.14 of the statutes is amended to read:

13           **946.14 Purchasing claims at less than full value.** Any public officer or  
14 public employee who in a private capacity directly or indirectly intentionally  
15 purchases for less than full value or discounts any claim held by another against the  
16 state or a political subdivision thereof or against any public fund is guilty of a Class  
17 **E I** felony.

18           **SECTION 731.** 946.15 (1) of the statutes is amended to read:

19           946.15 (1) Any employer, or any agent or employee of an employer, who induces  
20 any person who seeks to be or is employed pursuant to a public contract as defined  
21 in s. 66.0901 (1) (c) or who seeks to be or is employed on a project on which a prevailing  
22 wage rate determination has been issued by the department of workforce  
23 development under s. 66.0903 (3), 103.49 (3), 103.50 (3) or 229.8275 (3) or by a local  
24 governmental unit, as defined in s. 66.0903 (1) (d), under s. 66.0903 (6) to give up,  
25 waive or return any part of the compensation to which that person is entitled under

1 his or her contract of employment or under the prevailing wage rate determination  
2 issued by the department or local governmental unit, or who reduces the hourly basic  
3 rate of pay normally paid to an employee for work on a project on which a prevailing  
4 wage rate determination has not been issued under s. 66.0903 (3) or (6), 103.49 (3),  
5 103.50 (3) or 229.8275 (3) during a week in which the employee works both on a  
6 project on which a prevailing wage rate determination has been issued and on a  
7 project on which a prevailing wage rate determination has not been issued, is guilty  
8 of a Class E I felony.

9 **SECTION 732.** 946.15 (3) of the statutes is amended to read:

10 946.15 (3) Any employer or labor organization, or any agent or employee of an  
11 employer or labor organization, who induces any person who seeks to be or is  
12 employed on a project on which a prevailing wage rate determination has been issued  
13 by the department of workforce development under s. 66.0903 (3), 103.49 (3), 103.50  
14 (3) or 229.8275 (3) or by a local governmental unit, as defined in s. 66.0903 (1) (d),  
15 under s. 66.0903 (6) to permit any part of the wages to which that person is entitled  
16 under the prevailing wage rate determination issued by the department or local  
17 governmental unit to be deducted from the person's pay is guilty of a Class E I felony,  
18 unless the deduction would be permitted under 29 CFR 3.5 or 3.6 from a person who  
19 is working on a project that is subject to 40 USC 276c.

20 **SECTION 733.** 946.31 (1) (intro.) of the statutes is amended to read:

21 946.31 (1) (intro.) Whoever under oath or affirmation orally makes a false  
22 material statement which the person does not believe to be true, in any matter, cause,  
23 action or proceeding, before any of the following, whether legally constituted or  
24 exercising powers as if legally constituted, is guilty of a Class D H felony:

25 **SECTION 734.** 946.32 (1) (intro.) of the statutes is amended to read:

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

3           **SECTION 735.** 946.41 (2m) (intro.) of the statutes is amended to read:

4           946.41 (2m) (intro.) Whoever violates sub. (1) under all of the following  
5 circumstances is guilty of a Class D H felony:

6           **SECTION 736.** 946.415 (2) (intro.) of the statutes is amended to read:

7           946.415 (2) (intro.) Whoever intentionally does all of the following is guilty of  
8 a Class E I felony:

9           **SECTION 737.** 946.42 (3) (intro.) of the statutes is amended to read:

10           946.42 (3) (intro.) A person in custody who intentionally escapes from custody  
11 under any of the following circumstances is guilty of a Class D H felony:

12           **SECTION 738.** 946.42 (4) of the statutes is repealed.

13           **SECTION 739.** 946.425 (1) of the statutes is amended to read:

14           946.425 (1) Any person who is subject to a series of periods of imprisonment  
15 under s. 973.03 (5) (b) and who intentionally fails to report to the county jail as  
16 required under the sentence is guilty of a Class D H felony.

17           **SECTION 740.** 946.425 (1m) (b) of the statutes is amended to read:

18           946.425 (1m) (b) Any person who receives a stay of execution of a sentence of  
19 imprisonment of 10 or more days to a county jail under s. 973.15 (8) (a) and who  
20 intentionally fails to report to the county jail as required under the sentence is guilty  
21 of a Class D H felony.

22           **SECTION 741.** 946.425 (1r) (b) of the statutes is amended to read:

23           946.425 (1r) (b) Any person who is subject to a confinement order under s.  
24 973.09 (4) as the result of a conviction for a felony and who intentionally fails to

1 report to the county jail or house of correction as required under the order is guilty  
2 of a Class D H felony.

3 **SECTION 742.** 946.425 (2) of the statutes is repealed.

4 **SECTION 743.** 946.43 (1m) (intro.) of the statutes is amended to read:

5 946.43 (1m) (intro.) Any prisoner confined to a state prison or other state,  
6 county or municipal detention facility who intentionally does any of the following is  
7 guilty of a Class C F felony:

8 **SECTION 744.** 946.43 (2m) (a) (intro.) of the statutes is amended to read:

9 946.43 (2m) (a) (intro.) Any prisoner confined to a state prison or other state,  
10 county or municipal detention facility who throws or expels blood, semen, vomit,  
11 saliva, urine, feces or other bodily substance at or toward an officer, employee or  
12 visitor of the prison or facility or another prisoner of the prison or facility under all  
13 of the following circumstances ~~may be fined not more than \$10,000 or imprisoned for~~  
14 ~~not more than 2 years or both~~ is guilty of a Class I felony:

15 **SECTION 745.** 946.44 (1) (intro.) of the statutes is amended to read:

16 946.44 (1) (intro.) Whoever does the following is guilty of a Class D H felony:

17 **SECTION 746.** 946.44 (1g) of the statutes is amended to read:

18 946.44 (1g) Any public officer or public employee who violates sub. (1) (a) or (b)  
19 is guilty of a Class C F felony.

20 **SECTION 747.** 946.44 (1m) of the statutes is amended to read:

21 946.44 (1m) Whoever intentionally introduces into an institution where  
22 prisoners are detained or transfers to a prisoner any firearm, whether loaded or  
23 unloaded, or any article used or fashioned in a manner to lead another person to  
24 believe it is a firearm, is guilty of a Class C F felony.

25 **SECTION 748.** 946.47 (1) (intro.) of the statutes is amended to read:

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

3           **SECTION 749.** 946.48 (1) of the statutes is amended to read:

4           946.48 (1) Whoever sends, delivers, or causes to be transmitted to another any  
5 written or oral communication with intent to induce a false belief that the sender has  
6 knowledge of the whereabouts, physical condition, or terms imposed upon the return  
7 of a kidnapped or missing person is guilty of a Class ~~D~~ H felony.

8           **SECTION 750.** 946.49 (1) (b) of the statutes is amended to read:

9           946.49 (1) (b) If the offense with which the person is charged is a felony, guilty  
10 of a Class ~~D~~ H felony.

11          **SECTION 751.** 946.49 (2) of the statutes is amended to read:

12          946.49 (2) A witness for whom bail has been required under s. 969.01 (3) is  
13 guilty of a Class ~~E~~ I felony for failure to appear as provided.

14          **SECTION 752.** 946.50 (5d) of the statutes is created to read:

15          946.50 (5d) A Class F felony, if the person was adjudicated delinquent for  
16 committing an act that would be a Class F felony if committed by an adult.

17          **SECTION 753.** 946.50 (5h) of the statutes is created to read:

18          946.50 (5h) A Class G felony, if the person was adjudicated delinquent for  
19 committing an act that would be a Class G felony if committed by an adult.

20          **SECTION 754.** 946.50 (5p) of the statutes is created to read:

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

23          **SECTION 755.** 946.50 (5t) of the statutes is created to read:

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

1           **SECTION 756.** 946.60 (1) of the statutes is amended to read:

2           946.60 (1) Whoever intentionally destroys, alters, mutilates, conceals,  
3 removes, withholds or transfers possession of a document, knowing that the  
4 document has been subpoenaed by a court or by or at the request of a district attorney  
5 or the attorney general, is guilty of a Class **E I** felony.

6           **SECTION 757.** 946.60 (2) of the statutes is amended to read:

7           946.60 (2) Whoever uses force, threat, intimidation or deception, with intent  
8 to cause or induce another person to destroy, alter, mutilate, conceal, remove,  
9 withhold or transfer possession of a subpoenaed document, knowing that the  
10 document has been subpoenaed by a court or by or at the request of a district attorney  
11 or the attorney general, is guilty of a Class **E I** felony.

12           **SECTION 758.** 946.61 (1) (intro.) of the statutes is amended to read:

13           946.61 (1) (intro.) Whoever does any of the following is guilty of a Class **D H**  
14 felony:

15           **SECTION 759.** 946.64 of the statutes is amended to read:

16           **946.64 Communicating with jurors.** Whoever, with intent to influence any  
17 person, summoned or serving as a juror, in relation to any matter which is before that  
18 person or which may be brought before that person, communicates with him or her  
19 otherwise than in the regular course of proceedings in the trial or hearing of that  
20 matter is guilty of a Class **E I** felony.

21           **SECTION 760.** 946.65 (1) of the statutes is amended to read:

22           946.65 (1) Whoever for a consideration knowingly gives false information to  
23 any officer of any court with intent to influence the officer in the performance of  
24 official functions is guilty of a Class **E I** felony.

25           **SECTION 761.** 946.68 (1r) (a) of the statutes is amended to read:

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

3           **SECTION 762.** 946.68 (1r) (b) of the statutes is amended to read:

4           946.68 (1r) (b) If the document under par. (a) is sent or delivered with intent  
5 to induce payment of a claim, the person is guilty of a Class ~~D~~ H felony.

6           **SECTION 763.** 946.68 (1r) (c) of the statutes is amended to read:

7           946.68 (1r) (c) If the document under par. (a) simulates any criminal process,  
8 the person is guilty of a Class ~~D~~ H felony.

9           **SECTION 764.** 946.69 (2) (intro.) of the statutes is amended to read:

10          946.69 (2) (intro.) Whoever does any of the following is guilty of a Class ~~E~~ I  
11 felony:

12          **SECTION 765.** 946.70 (2) of the statutes is amended to read:

13          946.70 (2) Any person violating sub. (1) with the intent to commit or aid or abet  
14 the commission of a crime other than the crime under this section is guilty of a Class  
15 ~~D~~ H felony.

16          **SECTION 766.** 946.72 (1) of the statutes is amended to read:

17          946.72 (1) Whoever with intent to injure or defraud destroys, damages,  
18 removes or conceals any public record is guilty of a Class ~~D~~ H felony.

19          **SECTION 767.** 946.74 (2) of the statutes is amended to read:

20          946.74 (2) Whoever violates sub. (1) with intent to commit a crime against  
21 sexual morality with or upon the inmate of the institution is guilty of a Class ~~D~~ H  
22 felony.

23          **SECTION 768.** 946.76 of the statutes is amended to read:

1           **946.76 Search warrant; premature disclosure.** Whoever discloses prior  
2 to its execution that a search warrant has been applied for or issued, except so far  
3 as may be necessary to its execution, is guilty of a Class **E I** felony.

4           **SECTION 769.** 946.82 (4) of the statutes, as affected by 2001 Wisconsin Act 16,  
5 is amended to read:

6           946.82 (4) “Racketeering activity” means any activity specified in 18 USC 1961  
7 (1) in effect as of April 27, 1982 or the attempt, conspiracy to commit, or commission  
8 of any of the felonies specified in: chs. 945 and 961 and ss. 49.49, 134.05, 139.44 (1),  
9 180.0129, 181.0129, 185.825, 201.09 (2), 215.12, 221.0625, 221.0636, 221.0637,  
10 221.1004, 551.41, 551.42, 551.43, 551.44, 553.41 (3) and (4), 553.52 (2), 940.01,  
11 940.19 (3) (4) to (6), 940.20, 940.201, 940.203, 940.21, 940.30, 940.305, 940.31, 941.20  
12 (2) and (3), 941.26, 941.28, 941.298, 941.31, 941.32, 943.01 (2), (2d), or (2g), 943.011,  
13 943.012, 943.013, 943.02, 943.03, 943.04, 943.05, 943.06, 943.10, 943.20 (3) (e) and  
14 (d) (bf) to (e), 943.201, 943.23 (1g), (1m), (1r), (2) and (3), 943.24 (2), 943.25, 943.27,  
15 943.28, 943.30, 943.32, 943.34 (1) (bf), (bm), and (c), 943.38, 943.39, 943.40, 943.41  
16 (8) (b) and (c), 943.50 (4) (bf), (bm), and (c), 943.60, 943.70, 943.76, 944.205, 944.21  
17 (5) (c) and (e), 944.32, 944.33 (2), 944.34, 945.03 (1m), 945.04 (1m), 945.05 (1), 945.08,  
18 946.10, 946.11, 946.12, 946.13, 946.31, 946.32 (1), 946.48, 946.49, 946.61, 946.64,  
19 946.65, 946.72, 946.76, 947.015, 948.05, 948.08, 948.12, and 948.30.

20           **SECTION 770.** 946.84 (1) of the statutes is amended to read:

21           946.84 (1) Any person convicted of engaging in racketeering activity in  
22 violation of s. 946.83 is guilty of a Class **C E** felony.

23           **SECTION 771.** 946.85 (1) of the statutes is amended to read:

24           946.85 (1) Any person who engages in a continuing criminal enterprise shall  
25 be imprisoned for not less than 10 years nor more than 30 years, and fined not more

1 ~~than \$10,000 or as provided in s. 946.84 (2). If the court imposes a sentence less than~~  
2 ~~the presumptive minimum sentence, it shall place its reasons for doing so on the~~  
3 ~~record is guilty of a Class E felony.~~

4 **SECTION 772.** 947.013 (1t) of the statutes is amended to read:

5 947.013 (1t) Whoever violates sub. (1r) is guilty of a Class ~~E~~ I felony if the  
6 person has a prior conviction under this subsection or sub. (1r), (1v) or (1x) or s.  
7 940.32 (2), (2m), (3) or (3m) involving the same victim and the present violation  
8 occurs within 7 years of the prior conviction.

9 **SECTION 773.** 947.013 (1v) of the statutes is amended to read:

10 947.013 (1v) Whoever violates sub. (1r) is guilty of a Class ~~D~~ H felony if he or  
11 she intentionally gains access to a record in electronic format that contains  
12 personally identifiable information regarding the victim in order to facilitate the  
13 violation under sub. (1r).

14 **SECTION 774.** 947.013 (1x) (intro.) of the statutes is amended to read:

15 947.013 (1x) (intro.) Whoever violates sub. (1r) under all of the following  
16 circumstances is guilty of a Class ~~D~~ H felony:

17 **SECTION 775.** 947.015 of the statutes is amended to read:

18 **947.015 Bomb scares.** Whoever intentionally conveys or causes to be  
19 conveyed any threat or false information, knowing such to be false, concerning an  
20 attempt or alleged attempt being made or to be made to destroy any property by the  
21 means of explosives is guilty of a Class ~~E~~ I felony.

22 **SECTION 776.** 948.02 (2) of the statutes is amended to read:

23 948.02 (2) **SECOND DEGREE SEXUAL ASSAULT.** Whoever has sexual contact or  
24 sexual intercourse with a person who has not attained the age of 16 years is guilty  
25 of a Class ~~BC~~ C felony.

1           **SECTION 777.** 948.02 (3) of the statutes is amended to read:

2           948.02 (3) **FAILURE TO ACT.** A person responsible for the welfare of a child who  
3 has not attained the age of 16 years is guilty of a Class ~~C~~ F felony if that person has  
4 knowledge that another person intends to have, is having or has had sexual  
5 intercourse or sexual contact with the child, is physically and emotionally capable  
6 of taking action which will prevent the intercourse or contact from taking place or  
7 being repeated, fails to take that action and the failure to act exposes the child to an  
8 unreasonable risk that intercourse or contact may occur between the child and the  
9 other person or facilitates the intercourse or contact that does occur between the  
10 child and the other person.

11           **SECTION 778.** 948.02 (3m) of the statutes is repealed.

12           **SECTION 779.** 948.025 (1) of the statutes is renumbered 948.025 (1) (intro.) and  
13 amended to read:

14           948.025 (1) (intro.) Whoever commits 3 or more violations under s. 948.02 (1)  
15 or (2) within a specified period of time involving the same child is guilty of -a-;

16           (a) A Class B felony if at least 3 of the violations were violations of s. 948.02 (1).

17           **SECTION 780.** 948.025 (1) (b) of the statutes is created to read:

18           948.025 (1) (b) A Class C felony if fewer than 3 of the violations were violations  
19 of s. 948.02 (1).

20           **SECTION 781.** 948.025 (2) of the statutes is renumbered 948.025 (2) (b) and  
21 amended to read:

22           948.025 (2) (b) If an action under sub. (1) (b) is tried to a jury, in order to find  
23 the defendant guilty the members of the jury must unanimously agree that at least  
24 3 violations of s. 948.02 (1) or (2) occurred within the time specified period applicable  
25 under sub. (1) of time but need not agree on which acts constitute the requisite

1     number and need not agree on whether a particular violation was a violation of s.  
2     948.02 (1) or (2).

3             **SECTION 782.** 948.025 (2) (a) of the statutes is created to read:

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

8             **SECTION 783.** 948.025 (2m) of the statutes is repealed.

9             **SECTION 784.** 948.03 (2) (a) of the statutes is amended to read:

10            948.03 (2) (a) Whoever intentionally causes great bodily harm to a child is  
11     guilty of a Class C E felony.

12            **SECTION 785.** 948.03 (2) (b) of the statutes is amended to read:

13            948.03 (2) (b) Whoever intentionally causes bodily harm to a child is guilty of  
14     a Class D H felony.

15            **SECTION 786.** 948.03 (2) (c) of the statutes is amended to read:

16            948.03 (2) (c) Whoever intentionally causes bodily harm to a child by conduct  
17     which creates a high probability of great bodily harm is guilty of a Class C F felony.

18            **SECTION 787.** 948.03 (3) (a) of the statutes is amended to read:

19            948.03 (3) (a) Whoever recklessly causes great bodily harm to a child is guilty  
20     of a Class D G felony.

21            **SECTION 788.** 948.03 (3) (b) of the statutes is amended to read:

22            948.03 (3) (b) Whoever recklessly causes bodily harm to a child is guilty of a  
23     Class E I felony.

24            **SECTION 789.** 948.03 (3) (c) of the statutes is amended to read: