

2001 Jr2 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB1)

Received: 03/13/2002

Received By: rryan

Wanted: As time permits

Identical to LRB:

For: Marlin Schneider (608) 266-0215

By/Representing: Judy Frydenlund

This file may be shown to any legislator: NO

Drafter: rryan

May Contact:

Addl. Drafters:

Subject: Criminal Law - miscellaneous

Extra Copies:

Submit via email: YES

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Prohibit computer postings that invite harassment of another

Instructions:

Same as AB 2001 531

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	rryan 03/13/2002	jdyer 03/13/2002	pgreensl 03/13/2002	_____	lrb_docadmin 03/13/2002	lrb_docadmin 03/13/2002	

FE Sent For:

<END>

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1?	rryan	1 3/13 jld	3/13 PS	3/13 PS/13			

FE Sent For:

<END>

2001

Date (time) needed Thurs,

LRB b 2544 / 1

BUDGET AMENDMENT

RLR : jld :

NOT FOR COMPILE

RMR
D-Note

See form **AMENDMENTS — COMPONENTS & ITEMS.**

**January 2002 SPECIAL SESSION AMENDMENT
TO ASSEMBLY SUBSTITUTE AMENDMENT 1
TO 2001 ASSEMBLY BILL 1**

At the locations indicated, amend the substitute amendment as follows:

#. Page ²⁸²....., line ⁸.....: *after that line insert:*

~~#. Page, line~~

~~#. Page, line~~

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~~#. Page, line~~

ASSEMBLY BILL 531

intimidate, threaten, or abuse the recipient of the call or message, if the call or message uses any obscene, lewd, or profane language or suggests any lascivious act, or if the call or message is made with intent to prevent disclosure of the actor's identity.

This bill makes it a Class E felony to post or display on a computerized communication system any message that invites others to harass a person or that invites others to send messages or make telephone calls to the person using obscene, lewd, or profane language or suggesting a lascivious act, if the following two conditions apply: 1) the actor provides information in the message on how to contact the person; and 2) the actor intends that the person be harassed or that obscene, lewd, or profane messages or calls be sent or made to the person. A class E felony is punishable by a fine not to exceed \$10,000; a term of confinement in prison followed by a term of extended supervision that together may not exceed five years; or both.

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

1

SECTION 1, 947.0125 (4) of the statutes is created to read:

2

947.0125 (4) Whoever posts or displays a message on a computerized communication system under any of the following circumstances, if the message includes information on how to contact the individual who is the subject of the

5

message, is guilty of a Class E^I felony:

6

(a) The message invites another to harass the individual and the person who posts or displays the message intends that another harass the individual.

8

(b) The message invites another to send mail or a message to the individual or make a telephone call to the individual and use obscene, lewd, or profane language, or suggest any lewd or lascivious act in the mail, message, or telephone call, and the person who posts or displays the message intends that another send mail or a message to the individual or make a telephone call to the individual using obscene, lewd, or profane language or suggesting any lewd or lascivious act. ”

14

(END)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb2544/1dn

RLR: ^:....

Jld

Judy Frydenlund:

This amendment makes the crime of posting a computerized message that invites harassment a Class I felony. In 2001 AB⁵531, the crime is a Class E felony. This change reconciles AB⁵531 with the provisions in ASA¹ to AB¹ that reclassify felony penalties in accordance with recommendations made by the Criminal Penalties Study Committee.

Robin Ryan
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DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb2544/1dn
RLR:jld:pg

March 13, 2002

Judy Frydenlund:

This amendment makes the crime of posting a computerized message that invites harassment a Class I felony. In 2001 AB-531, the crime is a Class E felony. This change reconciles AB-531 with the provisions in ASA 1 to AB-1 that reclassify felony penalties in accordance with recommendations made by the Criminal Penalties Study Committee.

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