

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

LRB-2955/1dn

GMM:jld:km

March 29, 2001

Patrick:

As we discussed over the phone, the draft does not permit the juvenile court to suspend a pupil from school for making a bomb scare against school property or for possessing or discharging a firearm in a school zone because s. 120.13 (1) (b) 2. b. and (c) 1. already permit a school to suspend or expel a pupil for making a bomb scare and s. 120.13 (1) (bm) and (c) 2m. already require a school to suspend and expel a student for possessing a firearm while at school or while under the supervision of a school authority.

Similarly, the draft does not permit the juvenile court to impose a fine on a juvenile and the juvenile's parents for making a bomb scare against school property or for possessing or discharging a firearm in a school zone because s. 938.34 (8) already permits the juvenile court to impose a forfeiture on a juvenile for committing any delinquent act and s. 938.45 (1r) already permits the juvenile court to impose a forfeiture on the parents of a juvenile who has committed a delinquent act. The maximum amount of a forfeiture that may be imposed on a juvenile is the maximum amount of the fine that may be imposed on an adult for committing the same crime, and the maximum amount of a forfeiture that may be imposed on the juvenile's parents is \$5,000. In addition, s. 895.035 (4a) permits a school board to recover up to \$20,000 in damages from the parents of a juvenile who makes a bomb scare.

If you have any questions about this draft, please do not hesitate to contact me directly at the phone number or e-mail address listed below.

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