

2001 SENATE BILL 313

November 7, 2001 – Introduced by Senators GROBSCHMIDT, BURKE, DARLING and SCHULTZ, cosponsored by Representatives PLALE, KRUSICK, STASKUNAS, WALKER, SINICKI, RICHARDS, CARPENTER, SUDER, LA FAVE, JESKEWITZ, RYBA, LASSA, LEIBHAM, SHILLING, F. LASEE, OTT and STONE. Referred to Committee on Judiciary, Consumer Affairs, and Campaign Finance Reform.

1 **AN ACT** *to amend* 943.017 (2) (d) of the statutes; **relating to:** graffiti and
2 providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, a person who intentionally marks, draws, or writes on or etches onto another person's property without the person's consent may be fined not more than \$10,000 or imprisoned for not more than nine months or both. If, however, the property is reduced in value by more than \$2,500, the maximum term of imprisonment is ten years. This bill lowers the damage threshold at which the longer term of imprisonment may be imposed to \$1,000.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

3 **SECTION 1.** 943.017 (2) (d) of the statutes, as affected by 2001 Wisconsin Act 16,
4 is amended to read:

5 943.017 (2) (d) If the total property affected in violation of sub. (1) is reduced
6 in value by more than ~~\$2,500~~ \$1,000. For the purposes of this paragraph, property

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1 is reduced in value by the amount which it would cost to repair or replace it or to
2 remove the marking, drawing, writing or etching, whichever is less.

3 (END)