

2003 ASSEMBLY BILL 738

AN ACT *to amend* 940.32 (1) (a) 10., 940.32 (2) (a), 940.32 (2) (b), 940.32 (2) (c), 940.32 (2e) (b) and 940.32 (2e) (c); and *to create* 940.32 (1) (a) 6m., 940.32 (1) (d) and 940.32 (3m) of the statutes; **relating to:** stalking.

Analysis by the Legislative Reference Bureau

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

- 1 **SECTION 1.** 940.32 (1) (a) 6m. of the statutes is created to read:
- 2 940.32 **(1)** (a) 6m. Photographing, videotaping, audiotaping, or, through any
- 3 other electronic means, monitoring or recording the activities of the victim. This
- 4 subdivision applies regardless of where the act occurs.
- 5 **SECTION 2.** 940.32 (1) (a) 10. of the statutes is amended to read:
- 6 940.32 **(1)** (a) 10. Causing a person to engage in any of the acts described in
- 7 subds. 7. 1. to 9.

ASSEMBLY BILL 738**SECTION 3**

1 **SECTION 3.** 940.32 (1) (d) of the statutes is created to read:

2 940.32 **(1)** (d) “Suffer serious emotional distress” means to feel terrified,
3 intimidated, threatened, harassed, or tormented.

4 **SECTION 4.** 940.32 (2) (a) of the statutes is amended to read:

5 940.32 **(2)** (a) The actor intentionally engages in a course of conduct directed
6 at a specific person that would cause a reasonable person under the same
7 circumstances to suffer serious emotional distress or to fear bodily injury to or the
8 death of himself or herself or a member of his or her family or household.

9 **SECTION 5.** 940.32 (2) (b) of the statutes is amended to read:

10 940.32 **(2)** (b) The actor ~~intends~~ knows or should know that at least one of the
11 acts that constitute the course of conduct will cause the specific person to suffer
12 serious emotional distress or place the specific person in reasonable fear of bodily
13 injury to or the death of himself or herself or a member of his or her family or
14 household.

15 **SECTION 6.** 940.32 (2) (c) of the statutes is amended to read:

16 940.32 **(2)** (c) The actor’s acts cause the specific person to suffer serious
17 emotional distress or induce fear in the specific person of bodily injury to or the death
18 of himself or herself or a member of his or her family or household.

19 **SECTION 7.** 940.32 (2e) (b) of the statutes is amended to read:

20 940.32 **(2e)** (b) The actor ~~intends~~ knows or should know that the act will cause
21 the specific person to suffer serious emotional distress or place the specific person in
22 reasonable fear of bodily injury to or the death of himself or herself or a member of
23 his or her family or household.

24 **SECTION 8.** 940.32 (2e) (c) of the statutes is amended to read:

