

**SENATE AMENDMENT 1,
TO 2003 ASSEMBLY BILL 157**

March 11, 2004 – Offered by Senator CARPENTER.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 7: after that line insert:

3 “**SECTION 1m.** 939.51 (3) (a) of the statutes is amended to read:

4 939.51 **(3)** (a) ~~For~~ Except as provided in s. 947.07 (3) (a), for a Class A
5 misdemeanor, a fine not to exceed \$10,000 or imprisonment not to exceed 9 months,
6 or both.”.

7 **2.** Page 3, line 3: after that line insert:

8 “**(3)** (a) In lieu of or in addition to imposing penalties provided under s. 939.51
9 (3) (a) for a violation of sub. (2), the court may require that the defendant perform
10 a reasonable amount of community service work at a military or veterans’ facility for
11 a public agency or a nonprofit organization that advocates for or provides services
12 or benefits to veterans, or for a public agency or a nonprofit organization in
13 connection with a Memorial Day, Independence Day, or Veterans Day event; a

1 reasonable amount of community service relating to the raising or lowering of a flag
2 or the proper disposal of a flag; or a reasonable amount of other community service
3 relating to the military, veterans, the flag, or other civic activities, institutions, or
4 symbols.

5 (b) Any individual, organization, or agency acting in good faith to whom or to
6 which a defendant is assigned pursuant to an order under this subsection has
7 immunity from any civil liability in excess of \$25,000 for acts or omissions by or
8 affecting the defendant.

9 (c) The court shall require that the defendant's compliance with a community
10 service order under this paragraph be monitored and shall specify in its order the
11 method of monitoring and the deadline for the defendant to complete the work. The
12 court shall ensure that the defendant receives a written statement of the community
13 service order.”.

14 (END)