Received By: mdsida

2005 DRAFTING REQUEST

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Received: 11/23/2004

Wanted: As time permits				Identical to LRB:				
For: Judy Krawczyk (608) 266-0485 This file may be shown to any legislator: NO				By/Representing: Ken Drafter: mdsida				
May Co	ntact:				Addl. Drafters:			
Subject: Criminal Law - miscellaneous				Extra Copies:				
Submit v	via email: YES			•				
Requesto	er's email:	Rep.Kraw	czyk@legis	s.state.wi.us				
Carbon o	copy (CC:) to:	cathlene.ha robin.ryan		egis.state.wi. e.wi.us	us			
Pre Top	ic: ific pre topic gi	ven	e i se a gradina (i 1887)	ing parties of the second		A. 114 1		
Topic:								
Entering	a residence wi	th intent to con	nmit battery	•				
Instruct	tions:	······································						
Class H	felony - enterine; at request of	ng residence of Brown County	another wit DA	hout consent	with intent to batte	er someone lawf	fully in the	
Drafting	g History:		***************************************		**************************************	***************************************		
Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	<u>Jacketed</u>	Required	
/?	mdsida 11/24/2004	lkunkel 12/06/2004					State Crime	
/1			pgreensl 12/06/20	04	lnorthro 12/06/2004	mbarman 12/09/2004		

LRB-0965 12/09/2004 12:54:01 PM Page 2

<u>Vers.</u> <u>Drafted</u> <u>Reviewed</u> <u>Typed</u> <u>Proofed</u> <u>Submitted</u> <u>Jacketed</u> <u>Required</u>

FE Sent For:

<END>

At Intro.

2005 DRAFTING REQUEST

Bill

Received: 11/23/2004 Wanted: As time permits For: Judy Krawczyk (608) 266-0485 This file may be shown to any legislator: NO				Received By: mdsida					
					Identical to LRB: By/Representing: Ken Drafter: mdsida				
May Co	ontact:				Addl. Drafters:				
Subject		nal Law - misc	ellaneous		Extra Copies:				
	via email: YES ter's email:		vczyk@legis	s.state.wi.us					
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No spec	cific pre topic g	iven							
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residenc	ce; at request of	Brown County	another with DA	nout consent v	with intent to batt	er someone law	fully in the		
Draftin	g History:								
Vers.	<u>Drafted</u>	Reviewed	Typed	Proofed	Submitted	<u>Jacketed</u>	Required		
' ?	mdsida 11/24/2004	lkunkel 12/06/2004					State Crime		
1			pgreensl 12/06/200)4	lnorthro 12/06/2004				

FE Sent For:

2005 DRAFTING REQUEST

Bill

Received: 11/23/2004

Received By: mdsida

Wanted: As time permits

Identical to LRB:

For: Judy Krawczyk (608) 266-0485

By/Representing: Ken

This file may be shown to any legislator: NO

Drafter: mdsida

May Contact:

Addl. Drafters:

Subject:

Criminal Law - miscellaneous

Extra Copies:

Submit via email: YES

Requester's email:

Rep.Krawczyk@legis.state.wi.us

Carbon copy (CC:) to:

cathlene.hanaman@legis.state.wi.us

robin.ryan@legis.state.wi.us

Pre Topic:

No specific pre topic given

Topic:

Entering a residence with intent to commit battery $\sqrt{}$

Instructions:

Class H felony - entering residence of another without consent with intent to batter someone lawfully in the residence; at request of Brown County DA

Drafting History:

Vers.

Drafted

Reviewed

Typed Proofed

Submitted

Jacketed

Required

/?

mdsida

FE Sent For:



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State of Misconsin 2005 - 2006 LEGISLATURE

LRB-0965/2 (1)

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

GenCat

AN ACT ...; relating to: burglary and providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, a person is guilty of burglary if he or she intentionally enters a building, a dwelling, or one of a number of other specified places without the consent of a lawful owner or occupant and with intent to steal or commit a felony in the building, dwelling, or other place. A person convicted of burglary may be fined not more than \$25,000 or sentenced to a term of imprisonment of not more than 12.5 years (which, as in other cases, includes a term of confinement and a term of extended supervision if the sentence is for more than one year) or both. More severe penalties apply if the person commits the offense while armed; if, during the burglary, the person intentionally causes bodily harm to a person lawfully inside the building, dwelling, or other place; or if the person uses explosives to open a depository in the building, dwelling, or other place.

This bill prohibits a person from intentionally entering a dwelling (including a motor home or a trailer) without the consent of a lawful owner or occupant and with intent to cause bodily harm to a person who is legally present there. A person who violates this prohibition may be fined not more than \$10,000 or sentenced to a term of imprisonment of not more than six years or both.

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a report concerning the proposed penalty and the costs or savings that are likely to result if the bill is enacted.

 $^{\checkmark}$ For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

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

SECTION 1. 943.10 (1j) of the statutes is created to read:

943.10 (1j) Whoever intentionally enters a dwelling or a place described in sub. (1m) (e) without the consent of the person in lawful possession and with intent to commit a battery upon a person who is lawfully present there is guilty of a Class H felony.

(END)

Northrop, Lori

From:

Machtan, Ken

Sent: -

Thursday, December 09, 2004 9:55 AM

To:

LRB.Legal

Subject:

Draft review: LRB 05-0965/1 Topic: Entering a residence with intent to commit battery

It has been requested by <Machtan, Ken> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB 05-0965/1 Topic: Entering a residence with intent to commit battery