

2007 DRAFTING REQUEST

Bill

Received: 10/29/2007

Received By: phurley

Wanted: As time permits

Identical to LRB:

For: Mark Gundrum (608) 267-5158

By/Representing:

This file may be shown to any legislator: NO

Drafter: phurley

May Contact:

Addl. Drafters:

Subject: Criminal Law - guns and weapons

Extra Copies:

Submit via email: YES

Requester's email: Rep.Gundrum@legis.wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Accidental shootings

Instructions:

2094/2

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	phurley 10/29/2007	jdyer 10/29/2007		_____			S&L Crime
/1			pgreensl 10/29/2007	_____	sbasford 10/29/2007	mbarman 10/29/2007	

FE Sent For: "1" @ intro.

<END>

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1/?	phurley	1/10/29 JLD	10/29 PJ	10/29 PJ			

FE Sent For:

<END>

3365/1

↑
stays

2007 BILL

Today
(10-29)

Regen

1 AN ACT *to repeal* 29.341 and 346.74 (5) (e); and *to create* 940.245 of the statutes;
2 **relating to:** duties upon causing an injury, and providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, a person who accidentally injures another person while hunting with a firearm or a bow has a duty to give his or her name to the injured person, render assistance to the person, obtain immediate medical care for the person, and report the incident to a local law enforcement agency. A person who fails to comply with these requirements is subject to a fine of up to \$5,000 or imprisonment for up to one year if the person intentionally failed to comply, or for up to nine months if the person negligently failed to comply, or both.

Under this bill, any person who knows that he or she has injured another with a dangerous weapon is required to give his or her name to the injured person, render assistance to the person, obtain immediate medical care for the person, and report the incident to a local law enforcement agency. A person who fails to do so is guilty of: 1) a Class A misdemeanor if the violation involved injury to a person but the person did not suffer great bodily harm; 2) a Class E felony if the violation involved injury to a person and the person suffered great bodily harm; or 3) a Class D felony if the violation involved death to a person. The bill also eliminates a provision in the statutes that leaving the scene of a motor vehicle accident is a felony if the accident involved injury, but not great bodily harm, to another person.

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.

Barman, Mike

From: Knudson, Steve

Sent: Monday, October 29, 2007 2:47 PM

To: LRB.Legal

Subject: Draft Review: LRB 07-3365/1 Topic: Accidental shootings

Please Jacket LRB 07-3365/1 for the ASSEMBLY.

10/29/2007

REVISION REPORT

INTRODUCTION, FIRST READING AND REFERENCE OF PROPOSALS

Under Assembly Rule 17d,
Monday, November 05, 2007 at 9:17 AM
is considered the official date and time of introduction for the proposals listed in this document.

ASSEMBLY BILL 564 (LRB -3365)

Relating to: duties upon causing an injury, and providing a penalty.
By Representatives Gundrum, Musser, LeMahieu, Jeskewitz, Berceau, Hahn, Shilling, Townsend and A. Ott; cosponsored by
Senators Kapanke, Vinehout, Lazich, Olsen and Roessler.
Referred to Committee on **JUDICIARY AND ETHICS**.

Intro date
changed Per
Julie (Acc office)
11-05-2007

2007 ASSEMBLY BILL 564

changed
11-05-2007

November 5, 2007 - Introduced by Representatives GUNDRUM, MUSSER, LEMAHIEU, JESKEWITZ, BERCEAU, HAHN, SHILLING, TOWNSEND and A. OTT, cosponsored by Senators KAPANKE, VINEHOUT, LAZICH, OLSEN and ROESSLER. Referred to Committee on Judiciary and Ethics.

- 1 **AN ACT to repeal** 29.341 and 346.74 (5) (e); and **to create** 940.245 of the statutes;
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Under this bill, any person who knows that he or she has injured another with a dangerous weapon is required to give his or her name to the injured person, render assistance to the person, obtain immediate medical care for the person, and report the incident to a local law enforcement agency. A person who fails to do so is guilty of: 1) a Class A misdemeanor if the violation involved injury to a person but the person did not suffer great bodily harm; 2) a Class E felony if the violation involved injury to a person and the person suffered great bodily harm; or 3) a Class D felony if the violation involved death to a person. The bill also eliminates a provision in the statutes that leaving the scene of a motor vehicle accident is a felony if the accident involved injury, but not great bodily harm, to another person.

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