



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2007 Assembly Bill 564

Assembly Amendments 1 and 2

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Assembly Bill 564 requires a person who injures or kills another person with a dangerous weapon and who knows or should know the other person has been injured or killed to: immediately give his or her name and address to the injured person; render assistance to the injured person and obtain immediate medical or hospital care for the injured person; and immediately report the injury or death to the sheriff or police of the locality in which the incident took place. A person who violates these requirements is guilty of a Class A misdemeanor if the violation involved injury (but not great bodily harm); is guilty of a Class C felony if the violation involved injury and the person suffered great bodily harm; or a Class D felony if the violation involved death.

Assembly Bill 564 is based on current s. 29.341, Stats., which applies to a person who, while hunting a wild animal or bird, discharges a firearm or arrow and as a result injures or kills another person. Section 29.341 is repealed by Assembly Bill 564 (it would be included in the proposed new crime).

Assembly Amendment 1

Assembly Amendment 1 provides that Department of Natural Resources (DNR) wardens may enforce the crime proposed by the bill. Currently, DNR wardens have authority to enforce s. 29.341, which, as indicated above, is repealed by the bill.

Assembly Amendment 2

Assembly Amendment 2:

- Revises the requirement to immediately give the name and address to the injured person by providing instead that the person causing injury leave his or her name and address at the scene in a manner that is reasonably discoverable.

- Revises the requirement to render assistance to the injured person by the qualification “that he or she [i.e., the person rendering assistance] is reasonably able to render.”
- Provides that following the above two actions, the person causing the injury or death is “then” to obtain immediate medical or hospital care for the injured person and immediately report the injury or death to the sheriff or police of the locality in which the incident took place.

Legislative History

Assembly Amendment 1 was offered by Representative Friske and adopted by the Assembly on a voice vote. Assembly Amendment 2 was offered by Representative Albers and adopted by the Assembly on a voice vote. The proposal, as amended, was passed by the Assembly on a voice vote.

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