



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2007 Senate Bill 278

Senate Amendment 1

Memo published: February 28, 2008

Contact: Ronald Sklansky, Senior Staff Attorney (266-1946)

Senate Bill 278 provides that whoever intentionally causes bodily harm or threatens to cause bodily harm to an employee of a first-class city under specified circumstances will be guilty of a Class H felony. The maximum punishment for the commission of a Class H felony is a \$10,000 fine, three years in confinement, and three years under extended supervision. The crime occurs if all of the following conditions are met:

1. At the time of the act or threat, the actor knows or should know that the victim is an employee of a first-class city.
2. The victim is enforcing state, county, or city laws, ordinances, or rules at the time of the act or threat or the act or threat is in response to any such enforcement activity.
3. There is no consent by the victim.

Senate Amendment 1 provides that whoever intentionally causes bodily harm to an employee of a county, city, village, or town under specified circumstances will be guilty of a Class I felony. The maximum punishment for commission of this felony is a \$10,000 fine, one and a half years of confinement, and two years under extended supervision. Under the amendment, a threat to cause bodily harm is no longer punishable. Finally, one of the elements of the crime under the amendment is that the victim is enforcing, or conducting an inspection for the purpose of enforcing, a city, village, or town zoning ordinance, building code, or other construction law, rule, standard, or plan.

Legislative History

On February 27, 2008, the Senate Committee on Judiciary, Corrections and Housing introduced and adopted Senate Amendment 1 and recommended passage of Senate Bill 278, as amended, both on votes of Ayes, 5; Noes, 0.

RS:jal