

2009 DRAFTING REQUEST

Bill

Received: 06/30/2009

Received By: chanaman

Wanted: As time permits

Identical to LRB:

For: Joe Parisi (608) 266-5342

By/Representing: Mike Murray

This file may be shown to any legislator: NO

Drafter: chanaman

May Contact:

Addl. Drafters:

Subject: Criminal Law - procedure
Criminal Law - sentencing

Extra Copies:

Submit via email: YES

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Add gender to hate crime penalty enhancer

Instructions:

See attached

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>
/?	chanaman 07/21/2009	bkraft 08/11/2009		_____			S&L Crime
/1			jfrantze 08/11/2009	_____	mbarman 08/11/2009	cduerst 10/02/2009	

FE Sent For:

*at
intro*

<END>

2009 DRAFTING REQUEST

Bill

Received: **06/30/2009**

Received By: **chanaman**

Wanted: **As time permits**

Identical to LRB:

For: **Joe Parisi (608) 266-5342**

By/Representing: **Mike Murray**

This file may be shown to any legislator: **NO**

Drafter: **chanaman**

May Contact:

Addl. Drafters:

Subject: **Criminal Law - procedure
Criminal Law - sentencing**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Parisi@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Add gender to hate crime penalty enhancer

Instructions:

See attached

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>
/?	chanaman 07/21/2009	bkraft 08/11/2009		_____			S&L Crime
/1			jfrantze 08/11/2009	_____	mbarman 08/11/2009		

FE Sent For:

<END>

2009 DRAFTING REQUEST

Bill

Received: **06/30/2009**

Received By: **chanaman**

Wanted: **As time permits**

Identical to LRB:

For: **Joe Parisi (608) 266-5342**

By/Representing: **Mike Murray**

This file may be shown to any legislator: **NO**

Drafter: **chanaman**

May Contact:

Addl. Drafters:

Subject: **Criminal Law - procedure
Criminal Law - sentencing**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Parisi@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Add gender to hate crime penalty enhancer

Instructions:

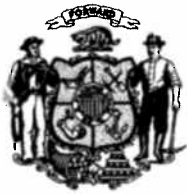
asked Mike Murray about use of term "sex" versus
See attached - "gender" ; prefers "gender" as he believes it's broader

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>
1?	chanaman	1/ bjk &/11	<i>Jo</i>	<u>8/11</u>			

FE Sent For:

<END>



De
Lbjk

e
PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SA
X-REF

1

r gen cov
AN ACT ...; relating to: making crimes based on *gender* of victim subject to a penalty

2

enhancer and providing a penalty.

Analysis by the Legislative Reference Bureau

Current law provides an enhanced penalty for certain crimes if the person committing the crime intentionally selects the victim based on his or her belief or perception of the victim's race, religion, color, disability, sexual orientation, national origin, or ancestry. This bill provides an enhanced penalty for certain crimes if the person committing the crime intentionally selects the victim based on his or her belief or perception of the victim's gender. The penalty enhancer revises the maximum fine and the maximum term of imprisonment for the crime, and the revision is based on the classification of the underlying crime. If the underlying crime is a Class B or Class C misdemeanor, the revised maximum fine is \$10,000 and the revised maximum term of imprisonment is one year in the county jail. If the underlying crime is a Class A misdemeanor, the penalty enhancer changes the status of the crime to a felony and the revised maximum fine is \$10,000 and the revised maximum term of imprisonment is two years. If the underlying crime is a felony, the maximum fine may be increased by not more than \$5,000 and the maximum term of imprisonment may be increased by not more than five years.

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.

Duerst, Christina

From: Murray, Mike
Sent: Friday, October 02, 2009 9:24 AM
To: LRB.Legal
Subject: Draft Review: LRB 09-3061/1 Topic: Add gender to hate crime penalty enhancer

Please Jacket LRB 09-3061/1 for the ASSEMBLY.

Barman, Mike

From: Barman, Mike
Sent: Friday, October 02, 2009 10:19 AM
To: Murray, Mike
Cc: Peterson, Eric; Hanaman, Cathlene
Subject: RE: Senate Companion to LRB 09-3061/1 Topic: Add gender to hate crime penalty enhancer

I will relay your request to the drafter (Cathlene Hanaman). She will need to create a duplicate draft with a new LRB number for you if you would like a companion for the Senate.

Please let me know if I can be of further assistance.

Mike Barman (Senior Program Assistant)
State of Wisconsin - Legislative Reference Bureau
Legal Section - Front Office
1 East Main Street, Suite 200, Madison, WI 53703
(608) 266-3561 / mike.barman@legis.wisconsin.gov

From: Murray, Mike
Sent: Friday, October 02, 2009 9:38 AM
To: Barman, Mike
Cc: Peterson, Eric
Subject: Senate Companion to LRB 09-3061/1 Topic: Add gender to hate crime penalty enhancer

Hi Mike,

Eric Peterson from Sen. Taylor's office asked if their office could get a Senate companion of the bill sent to their office. Would your office mind sending them a companion?

Thanks,

Mike

Mike Murray
Office of Representative Joe Parisi