

2009 DRAFTING REQUEST

Bill

Received: 01/21/2010

Received By: chanaman

Wanted: As time permits

Identical to LRB:

For: Mark Honadel (608) 266-0610

By/Representing: Bonnie Deering

This file may be shown to any legislator: NO

Drafter: chanaman

May Contact:

Addl. Drafters:

Subject: Criminal Law - miscellaneous

Extra Copies:

Submit via email: YES

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Eliminate intent element from throwing bodily substance at a public safety worker

Instructions:

See attached--identical to -2317

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 01/21/2010	kfollett 01/21/2010		_____			S&L Crime
/1			mduchek 01/21/2010	_____	cduerst 01/21/2010	mbarman 01/21/2010	

FE Sent For: "/1" @intro. 2/24/10

<END>

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1?	chanaman	1/16/10 1/21	 1/21	_____	_____	_____	_____

FE Sent For:

<END>



-4161

companion bill
no changes

2009 SENATE BILL 334

Today please

October 8, 2009 - Introduced by Senators ~~PLALE, DARLING, HANSEN, COGGS, SCHULTZ and HOPPER~~, cosponsored by Representatives ~~ZEPNICK, HONADEL, SINICKI, JORGENSEN, STEINBRINK, KERKMAN, MONTGOMERY, BROOKS, TOWNSEND, BENEDICT, BIES, NERISON, MURSAU, NASS, LEMAHIEU and A. OTT~~. Referred to Committee on Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing.

Regen

1 AN ACT *to repeal* 941.375 (2) (b) of the statutes; **relating to:** throwing or
2 expelling a bodily substance at a public safety worker and providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, any person who throws or expels a bodily substance, such as blood, semen, vomit, saliva, urine, or feces, at an emergency medical technician, a first responder, a law enforcement officer, a fire fighter, or a person operating or staffing an ambulance (public safety worker) is guilty of a Class I felony if the person intends that the substance come into contact with the public safety worker and intends to cause bodily harm to the public safety worker. This bill eliminates the element that the person intend to cause bodily harm to the public safety worker.

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.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

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

✓

3 SECTION 1. 941.375 (2) (b) of the statutes is repealed.

Duerst, Christina

From: Deering, Bonnie
Sent: Thursday, January 21, 2010 11:45 AM
To: LRB.Legal
Subject: Draft Review: LRB 09-4161/1 Topic: Eliminate intent element from throwing bodily substance at a public safety worker

Please Jacket LRB 09-4161/1 for the ASSEMBLY.