



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2009 Assembly Bill 241

**Assembly
Amendment 2**

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Among other things, Assembly Bill 241:

1. Makes retail theft a Class I felony if the value of the merchandise exceeds \$1,500 but does not exceed \$5,000. Currently, the threshold is \$2,500.
2. Makes retail theft a Class I felony if the value of the merchandise does not exceed \$1,500 and if there is intent to sell the merchandise by means of the Internet. (Evidence that a person sold by means of the Internet similar merchandise within 90 days before the violation is *prima facie* evidence of the person's intent to sell the merchandise by means of the Internet.)

Assembly Amendment 2 modifies the second violation described above by adding the element that the violator “agrees or combines with another to commit the violation.”

Legislative History

Assembly Amendment 2 was offered by Representative Danou. The Assembly adopted the amendment and passed the proposal on a voice vote.

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