

ASSEMBLY BILL 212 (LRB -0389)

An Act to repeal 941.375 (2) (b) of the statutes; relating to: throwing or expelling a bodily substance at a public safety worker and providing a penalty. (FE)

2011

08-02.	A.	Introduced by Representatives Honadel, Zepnick, Bies, Brooks, Turner, Kerkman, Spanbauer, Petersen, Marklein, A. Ott, Ripp, Sinicki, Ballweg, Endsley, Steinbrink, Strachota, Mursau and Stroebel ; cosponsored by Senators Darling, Kedzie, Lassa, Wanggaard and Schultz .	
08-02.	A.	Read first time and referred to committee on Criminal Justice and Corrections	467
08-02.	A.	Representative Jacque added as a coauthor	470
08-09.	A.	Fiscal estimate received.	
08-09.	A.	Fiscal estimate received.	
08-09.	A.	Fiscal estimate received.	
08-22.	A.	Fiscal estimate received.	
09-22.	A.	Public hearing held.	
10-06.	A.	Executive action taken.	
10-07.	A.	Report passage recommended by committee on Criminal Justice and Corrections, Ayes 8, Noes 0	549
10-07.	A.	Referred to committee on Rules	550
10-20.	A.	Placed on calendar 10-25-2011 by committee on Rules.	
10-25.	A.	Read a second time	610
10-25.	A.	Ordered to a third reading	610
10-25.	A.	Rules suspended	610
10-25.	A.	Read a third time and passed	610
10-25.	A.	Ordered immediately messaged	610
10-26.	S.	Received from Assembly	541
10-26.	S.	Read first time and referred to committee on Labor, Public Safety, and Urban Affairs	541
11-01.	S.	Public hearing held.	
11-01.	S.	Executive action taken.	
11-01.	S.	Report concurrence recommended by committee on Labor, Public Safety, and Urban Affairs, Ayes 4, Noes 1	561
11-01.	S.	Available for scheduling.	
11-01.	S.	Referred to joint committee on Finance by committee on Senate Organization, pursuant to Senate Rule 41 (1)(e), Ayes 3, Noes 2	562
11-01.	S.	Withdrawn from joint committee on Finance and made Available for Scheduling by committee on Senate Organization, pursuant to Senate Rule 41 (1)(e), Ayes 3, Noes 2	562
11-01.	S.	Placed on calendar 11-2-2011 pursuant to Senate Rule 18(1)	562
11-02.	S.	Read a second time.	
11-02.	S.	Ordered to a third reading.	
11-02.	S.	Rules suspended.	
11-02.	S.	Read a third time and concurred in , Ayes 29, Noes 3.	
11-02.	S.	Ordered immediately messaged.	
11-03.	A.	Received from Senate concurred in.	

SB

**2011
ENROLLED BILL**

11en AB-212

ADOPTED DOCUMENTS:

Orig Engr SubAmdt


11-0389/1

Amendments to above (if none, write "NONE"): None

Corrections - show date (if none, write "NONE"): None

Topic Rel

11-4-11
Date


Enrolling Drafter



2011 ASSEMBLY BILL 212

August 2, 2011 – Introduced by Representatives HONADEL, ZEPNICK, BIES, BROOKS, TURNER, KERKMAN, SPANBAUER, PETERSEN, MARKLEIN, A. OTT, RIPP, SINICKI, BALLWEG, ENDSLEY, STEINBRINK, STRACHOTA, MURSAU and STROEBEL, cosponsored by Senators DARLING, KEDZIE, LASSA, WANGGAARD and SCHULTZ. Referred to Committee on Criminal Justice and Corrections.

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.

