

**2011 DRAFTING REQUEST**

**Bill**

Received: 01/21/2010

Received By: **chanaman**

Wanted: **As time permits**

Companion to LRB:

For: **Mark Honadel (608) 266-0610**

By/Representing: **Bonnie Deering**

May Contact:

Drafter: **chanaman**

Subject: **Criminal Law - miscellaneous**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

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

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**Instructions:**

See attached--identical to 2009 AB 775

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**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 11/10/2010	kfollett 11/11/2010		_____			S&L Crime
/1			rschluet 11/11/2010	_____	lparisi 11/11/2010	sbasford 11/17/2010	

FE Sent For:

*At intro*

<END>

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/?	chanaman	11/14 11/14		_____	_____		
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FE Sent For:

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## Hanaman, Cathlene

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**From:** Deering, Bonnie  
**Sent:** Tuesday, November 09, 2010 10:35 AM  
**To:** Hanaman, Cathlene  
**Subject:** Draft request: redraft of 2009 AB 775

Cathlene: Rep. Mark Honadel would like to reintroduce his bodily fluids bill, 2009 AB 775. Please have this bill re-drafted for the upcoming 2011-12 legislative session. I worked with you last session on this, but of course, if someone else will be working on this bill draft this session please forward this email to the correct staff and let me know. Thanks much!

Bonnie Deering  
Office of Rep. Mark Honadel  
21st Assembly District



State of Wisconsin  
2009 - 2010 LEGISLATURE

-0389/1  
LRB-4161/1  
CMH:kjf:md

kjf

2009 ASSEMBLY BILL 775

February 24, 2010 - Introduced by Representatives ZEPNICK, HONADEL, SINICKI, JORGENSEN, STEINBRINK, KERKMAN, MONTGOMERY, BROOKS, TOWNSEND, BENEDICT, BIES, NERISON, MURSAU, NASS, LEMAHIEU and A. OTT, cosponsored by Senators PLALE, DARLING, HANSEN, COGGS, SCHULTZ and HOPPER. Referred to Committee on Criminal Justice.

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.

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***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.

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***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.



**Basford, Sarah**

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**From:** Deering, Bonnie  
**Sent:** Wednesday, November 17, 2010 7:42 AM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 11-0389/1 Topic: Eliminate intent element from throwing bodily substance at a public safety worker

Please Jacket LRB 11-0389/1 for the ASSEMBLY.