

2011 DRAFTING REQUEST

Bill

Received: 01/12/2011

Received By: phurley

Wanted: As time permits

Companion to LRB:

For: Daniel LeMahieu (608) 266-9175

By/Representing: Jeff

May Contact:

Drafter: phurley

Subject: Criminal Law - crimes agnst kids

Addl. Drafters:

Extra Copies:

Submit via email: YES

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Sexual assault of a child by a childcare worker

Instructions:

2009 AB 413 (lrb 2095) redraft as amended by 09a1247

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>
/?	phurley 01/12/2011	jdye 01/17/2011		_____			Crime
/1			mduchek 01/18/2011	_____	lparisi 01/18/2011	mbarman 03/22/2011	

FE Sent For: N FE

<END>

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/?	phurley	1/17 jld	1/17	ph 1/16			

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<END>



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-20951
PJH:bjk:md

0985/1
rnr
jld

2011 BILL

~~2009 ASSEMBLY BILL 413~~

1-12-11

September 4, 2009 - Introduced by Representatives VAN AKKEREN, TURNER, MASON, VAN ROY, TOWNSEND, BIES, BERCEAU, GUNDERSON, SMITH and SPANBAUER, cosponsored by Senators COGGS, LEIBHAM and NOPPER. Referred to Committee on Criminal Justice.

X
1
2

Gen
regm

AN ACT to create 939.635 of the statutes; relating to: ✓ crimes against children committed by certain persons and ✓ creating a penalty. ✓ providing

Analysis by the Legislative Reference Bureau

* Current law provides a number of penalty enhancement provisions that allow a judge to increase a penalty for a crime that is committed under certain circumstances. This bill allows a judge to increase the maximum period of imprisonment by up to five years if a person who is licensed or certified to provide day care commits a sexual assault against, or intentionally or recklessly causes bodily harm to, a child for whom the person provides day care.

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.

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

3 SECTION 1. 939.635 of the statutes is created to read:
4 **939.635 Increased penalty for certain crimes against children**
5 **committed by a day care provider.** If a person who is licensed under s. 48.65,

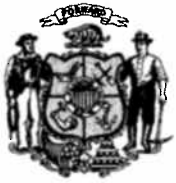
ASSEMBLY BILL 413

1 certified under s. 48.651[✓], or providing care pursuant to a contract under s. 120.13 (14)
2 ² commits a violation of s. 948.02[✓], 948.025[✓], 948.03 (2)[✓] or ^{or} 948.03 (3)[✓] against a child for
3 whom the person was providing day care[✓], the maximum term of imprisonment for
4 that crime may be increased by not more than 5 years[✓].

5

(END)

Insert[✓]



State of Wisconsin
2009 - 2010 LEGISLATURE

LRBa1247/1
PJH:jld:ph

~~ASSEMBLY AMENDMENT 1,
TO 2009 ASSEMBLY BILL 413~~

LPS-
PWF

January 12, 2010 - Offered by Representative VAN AKKEREN.

Insert

auto
number
(not frozen)

1 At the locations indicated, amend the bill as follows:

2 1. Page 2, line 4: after that line insert:

3 SECTION ~~973.01~~ 973.01 (2) (c) 2. a. of the statutes is amended to read:

4 973.01 (2) (c) 2. a. Sections 939.621, 939.632, 939.635, 939.645, 946.42 (4),
5 961.46, and 961.49.”

6 (END)

Barman, Mike

From: Grothman, Jeffrey
Sent: Tuesday, March 22, 2011 3:08 PM
To: LRB.Legal
Subject: Draft Review: LRB 11-0985/1 Topic: Sexual assault of a child by a childcare worker

Please Jacket LRB 11-0985/1 for the ASSEMBLY.