



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2017 Wisconsin Act 352
[2017 Assembly Bill 114]

**Battery to a Tribal Judge, Tribal
Prosecutor, or Tribal Law
Enforcement Officer**

State law provides that it is a Class H felony¹ to intentionally cause bodily harm or threaten to cause bodily harm to the person or family member of any judge, prosecutor, or law enforcement officer under all of the following circumstances:

- At the time of the act or threat, the actor knows or should have known that the victim is a judge, prosecutor, or law enforcement officer or a member of the judge's, prosecutor's, or law enforcement officer's family.
- The act or threat is in response to any action taken by a judge, prosecutor, or law enforcement officer in an official capacity.
- There is no consent by the person harmed or threatened.

Under **prior law**, the definitions of a judge, prosecutor, and law enforcement officer did not specifically include a tribal judge, tribal prosecutor, or tribal law enforcement officer, respectively.

2017 Wisconsin Act 352 amends the definitions of a judge, prosecutor, and law enforcement officer, for purposes of the battery described above, to include a tribal judge, tribal prosecutor, and tribal law enforcement officer, respectively.

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¹ A Class H felony is punishable by a fine of up to \$10,000, imprisonment up to six years, or both. [s. 939.50 (3) (h), Stats.]

This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature's Web site at: <http://www.legis.wisconsin.gov>.