2021 SENATE BILL 403

June 10, 2021 -Introduced by Senators F EYEN and M ARKLEIN, cosponsored by Representatives S ORTWell, A RMSTRONG, B EHNE, B RANDTJEN, D ITTRICH, E DMING, M OSES, M URPHY, R OZAR, S CHRAA, S PIROS and T USLER. Referred to Committee on Judiciary and Public Safety.

AN ACT to renumber and amend 940.20 (4); to amend 940.20 (4) (title); and
to create 940.20 (4) (a) of the statutes; relating to: battery or threat to a public
officer and providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, it is a Class I felony to cause bodily harm to a public officer in order to influence the action of the public officer or as a result of any official action taken by the public officer. This bill adds that it is also a Class I felony to threaten to cause bodily harm to the public officer or to cause or threaten to cause bodily harm to a family member of the public officer.

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.

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

SECTION 1. 940.20 (4) (title) of the statutes is amended to read:

940.20 (4) (title) BATTERY OR THREAT TO PUBLIC OFFICERS.

SECTION 2. 940.20 (4) of the statutes is renumbered 940.20 (4) (b) and amended to read:
940.20 (4) (b) Whoever intentionally causes or threatens to cause bodily harm to a public officer or a public officer’s family member in order to influence the action of such public officer or as a result of any action taken by the public officer within an official capacity, without the consent of the person threatened or injured, is guilty of a Class I felony.

SECTION 3. 940.20 (4) (a) of the statutes is created to read:

940.20 (4) (a) In this subsection, “family member” means a parent, spouse, sibling, child, stepchild, foster child, niece, nephew, or grandchild.