



2005 ASSEMBLY BILL 1018

February 14, 2006 – Introduced by Representatives YOUNG, ALBERS, MUSSER, OTT, TURNER and KREUSER, cosponsored by Senators COGGS and A. LASEE. Referred to Committee on Criminal Justice and Homeland Security.

1 **AN ACT to amend** 973.01 (2) (c) 2. a.; and **to create** 939.627 of the statutes;
2 **relating to:** penalties for certain crimes committed by three or more persons
3 and providing penalties.

Analysis by the Legislative Reference Bureau

Under current law, the maximum term of imprisonment for certain types of sexual assault increases if the offender is aided or abetted by one or more other persons. For other crimes, however, penalties do not depend on the number of people committing them.

Under this bill, if a person commits one of a number of specified crimes and is aided or abetted by two or more other persons, the maximum term of imprisonment for that crime is increased by five years. In addition, the crime becomes a felony if it would ordinarily have been a misdemeanor. The crimes covered by this bill include most forms of homicide; various forms of battery; mayhem; sexual assault; taking hostages and kidnapping; the felony versions of intimidating a witness and intimidating a victim; disarming a police officer; recklessly endangering another person's safety; obstructing emergency or rescue personnel; certain offenses relating to criminal gang activity; certain sex offenses against children; physical abuse of a child; contributing to the delinquency of a child; and hazing.

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.

