2007 ASSEMBLY BILL 251

April 10, 2007 – Introduced by Representatives BIES, MURSAU, TOWNSEND and SHERIDAN, cosponsored by Senators ROESSLER, DARLING and LASSA. Referred to Committee on Criminal Justice.

1   AN ACT *to amend* 167.30 of the statutes; **relating to:** discharge of firearm near

2   municipality park and providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, a person who discharges a weapon within 40 rods of a public park, square, or enclosure owned or controlled by a municipality but not within the municipality limits may be fined up to $25 or imprisoned for up to 60 days. This bill changes the penalty so that an offender may be fined up to $1,000, imprisoned for up to 90 days, or both. This bill also changes the term "40 rods" to the equivalent "220 yards".

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. 167.30 of the statutes is amended to read:

4   **167.30 Use of firearms, etc., weapon near park, etc.** Any person who shall

5   discharge discharges or cause causes the discharge of any missile from any firearm,

1   slung shot, bow and arrow, or other weapon, within ~~40 rods~~ 220 yards of any public

2   park, square, or enclosure owned or controlled by any municipality within this state

3   ~~and resorted to for recreation or pleasure~~ and used or designed for recreation or

4   pleasure, when ~~such~~ the park, square, or enclosure is ~~wholly situated without~~ not

5   within the limits of ~~such~~ the municipality, ~~shall be punished by imprisonment in the~~

6   ~~county jail not exceeding 60 days or by fine of not more than $25 nor less than one~~

7   ~~dollar~~ may be fined not more than $1,000 or imprisoned not more than 90 days or

8   both.

9   **(END)**