



State of Wisconsin  
2023 - 2024 LEGISLATURE

LRB-2156/1  
CMH:kms

## 2023 ASSEMBLY BILL 70

February 27, 2023 - Introduced by Representatives SPIROS, BEHNKE, CALLAHAN, DITTRICH, DONOVAN, EDMING, GREEN, KITCHENS, MOSES, MURPHY, MURSAU, NEYLON, PENTERMAN, PLUMER, RETTINGER and ROZAR, cosponsored by Senators WANGGAARD, BALLWEG, CABRAL-GUEVARA, JAMES and MARKLEIN. Referred to Committee on Judiciary.

1     **AN ACT** *to create* 947.065 of the statutes; **relating to:** participation in a riot and  
2             providing a penalty.

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***Analysis by the Legislative Reference Bureau***

This bill makes it a Class I felony to urge, promote, organize, encourage, or instigate others to commit a riot and a Class H felony to intentionally commit an act of violence while participating in a riot.

The bill defines a “riot” as a public disturbance that involves an act of violence, as part of an assembly of at least three persons, that constitutes a clear and present danger of property damage or personal injury or a threat of an act of violence, as part of an assembly of at least three persons having the ability of immediate execution of the threat, if the threatened action constitutes a clear and present danger of property damage or personal injury.

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.

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

3             **SECTION 1.** 947.065 of the statutes is created to read:  
4             **947.065 Rioting. (1)** In this section:

