$\begin{array}{c} LRB\text{--}4800/1 \\ CMH\text{:}cjs \end{array}$

2023 SENATE BILL 640

November 7, 2023 - Introduced by Senator Jacque, cosponsored by Representatives Penterman, Wichgers and Brandtjen. Referred to Committee on Judiciary and Public Safety.

AN ACT to amend 940.11 (1) and 940.11 (2) of the statutes; relating to: hiding,

burying, or mutilating a corpse to conceal a crime and providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law it is a Class F felony to mutilate, disfigure, dismember, hide, or bury a corpse if the act is done to conceal a crime or to avoid being apprehended, prosecuted, or convicted for a crime. This bill increases the penalty to a Class C felony.

A person who is convicted of a Class F felony is subject to a fine of not more than \$25,000, imprisonment for not more than 12 years and 6 months, or both. A person who is convicted of a Class C felony is subject to a fine of not more than \$100,000, imprisonment for not more than 40 years, or both.

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:

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SENATE BILL 640

940.11 (1) Whoever mutilates, disfigures, or dismembers a corpse, with intent
to conceal a crime or avoid apprehension, prosecution, or conviction for a crime, is
guilty of a Class <u>F</u> <u>C</u> felony.
SECTION 2. 940.11 (2) of the statutes is amended to read:
940.11 (2) Whoever hides or buries a corpse, with intent to conceal a crime or
avoid apprehension, prosecution, or conviction for a crime or notwithstanding is
guilty of a Class C felony.
(2m) Notwithstanding s. 946.90 (2) or (3), 946.91 (2), 946.92, or 946.93 (2) or
(3), whoever hides or buries a corpse with intent to collect benefits under the
assistance program for families with dependent children administered under ss.
49.141 to 49.161, the Medical Assistance program administered under subch. IV of
ch. 49, or the food stamp program, as defined in s. 49.79 (1) (c), is guilty of a Class
F felony.

(END)