State of Wisconsin
2023 - 2024 LEGISLATURE

LRB-1746/1
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2023 SENATE BILL 101

March 1, 2023 - Introduced by Senators WANGGAARD, BRADLEY, HUTTON, NASS and STROEBEL, cosponsored by Representatives ALLEN, KNODL, BEHNKE, BODDEN, BROOKS, DUCHOW, DONOVAN, GUNDRUM, MURPHY, PENTERMAN, RETTINGER, ROZAR, SPIROS, STEFFEN, O'CONNOR and WICHGERS. Referred to Committee on Judiciary and Public Safety.

AN ACT ***to amend*** 940.02 (2) (intro.) of the statutes; **relating to:** first-degree reckless homicide and providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, it is a Class C felony to cause the death of another human being by manufacture, distribution, or delivery of, or by administering or assisting in administering, certain schedule I or schedule II controlled substances, controlled substance analogs, or ketamine or flunitrazepam. A Class C felony is punishable by a fine of up to $100,000 or imprisonment for up to 40 years, or both. This bill increases the penalty for such conduct from a Class C to a Class B felony. A Class B felony is punishable by imprisonment for up to 60 years.

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. 940.02 (2) (intro.) of the statutes is amended to read:

940.02 **(2)** (intro.) Whoever causes the death of another human being under any of the following circumstances is guilty of a Class ~~C~~ B felony:

(END)