

State of Misconsin 2019 - 2020 LEGISLATURE

LRB-2952/1 CMH:kjf

2019 ASSEMBLY BILL 198

May 8, 2019 – Introduced by Representatives Schraa, Gruszynski, Edming, James, Mursau, Pope, Sinicki and Tusler, cosponsored by Senators Hansen, Jacque and Smith. Referred to Committee on Criminal Justice and Public Safety.

AUTHORS SUBJECT TO CHANGE

AN ACT to renumber and amend 940.20 (2m) (b); and to create 940.20 (2m) (a) 1p. of the statutes; relating to: battery or threat to a probation, extended supervision, and parole agent; a community supervision agent; or an aftercare agent or a family member of the agent and providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, a person who intentionally causes bodily harm to a probation, extended supervision, and parole agent; a community supervision agent; or an aftercare agent is guilty of a Class H felony. This bill expands the crime so that intentionally harming a family member of the agent, or threatening to harm the agent or a family member of the agent, is also a Class H felony.

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.** 940.20 (2m) (a) 1p. of the statutes is created to read:
- 6 940.20 (2m) (a) 1p. "Family member" means a spouse, child, stepchild, foster
- 7 child, parent, sibling, or grandchild.

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2019 – 2020 Legislature

ASSEMBLY BILL 198

| 1 | SECTION 2. 940.20 (2m) (b) of the statutes is renumbered 940.20 (2m) (b) (intro.) |
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| 2 | and amended to read: |
| 3 | 940.20 (2m) (b) (intro.) Whoever intentionally causes bodily harm <u>or threatens</u> |
| 4 | to cause bodily harm to the person or family member of a probation, extended |
| 5 | supervision, and parole agent, a community supervision agent, or an aftercare agent , |
| 6 | under all of the following circumstances is guilty of a Class H felony: |
| 7 | 2. The act or threat is in response to any action taken by the agent acting in an |
| 8 | official capacity and . |
| 9 | <u>1. At the time of the act or threat</u> , the person <u>actor</u> knows or has reason to know |
| 10 | that the victim is a probation, extended supervision and parole agent, a community |
| 11 | supervision agent, or an aftercare agent, by an <u>or a member of the agent's family.</u> |
| 12 | 3. The act or threat is done without the consent of the person so injured, is guilty |
| 13 | of a Class H felony <u>harmed or threatened</u>. |
| 14 | (END) |

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