

## State of Misconsin 2017 - 2018 LEGISLATURE

LRB-1031/1 CMH:emw

## **2017 SENATE BILL 67**

February 21, 2017 - Introduced by Senators Carpenter, C. Larson and Vinehout, cosponsored by Representatives Sinicki, Fields, Berceau, Sargent, Zepnick and C. Taylor. Referred to Committee on Judiciary and Public Safety.

\*\*\*AUTHORS SUBJECT TO CHANGE\*\*\*

- 1 AN ACT to amend 939.645 (2) (a), (b) and (c) of the statutes; relating to: penalty
- 2 enhancers for certain crimes.

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### Analysis by the Legislative Reference Bureau

This bill increases the penalty enhancers the court may impose on the sentence of a person who commits what is commonly known as a "hate crime," which is a crime in which the perpetrator selects the victim due to the victim's race, religion, color, disability, sexual orientation, national origin, or ancestry. The bill does the following: 1) for a misdemeanor that is lower than a Class A misdemeanor, increases the revised maximum fine from \$10,000 to \$20,000; 2) for a Class A misdemeanor, increases the revised maximum fine from \$10,000 to \$20,000 and increases the revised maximum term of imprisonment from two years to four years; and 3) for a felony, changes the maximum increase of the fine from \$5,000 to \$10,000 and changes the maximum increase in the term of imprisonment from five years to ten years.

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

- **SECTION 1.** 939.645 (2) (a), (b) and (c) of the statutes are amended to read:
- 939.645 **(2)** (a) If the crime committed under sub. (1) is ordinarily a misdemeanor other than a Class A misdemeanor, the revised maximum fine is

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\$10,000 <u>\$20,0</u>	00 and the revis	ed maximum	term of imprise	onment is one y	year in the
county jail.					

- (b) If the crime committed under sub. (1) is ordinarily a Class A misdemeanor, the penalty increase under this section changes the status of the crime to a felony and the revised maximum fine is \$10,000 \$20,000 and the revised maximum term of imprisonment is 24 years.
- (c) If the crime committed under sub. (1) is a felony, the maximum fine prescribed by law for the crime may be increased by not more than \$5,000 \$10,000 and the maximum term of imprisonment prescribed by law for the crime may be increased by not more than -5- 10 years.

11 (END)