



**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1997 ASSEMBLY BILL 221**

May 8, 1997 - Offered by COMMITTEE ON CRIMINAL JUSTICE AND CORRECTIONS.

1 **AN ACT to create** 940.20 (8) and 940.20 (9) of the statutes; **relating to:** causing
2 bodily harm to a viable fetus or a pregnant woman and providing penalties.

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

3 **SECTION 1.** 940.20 (8) of the statutes is created to read:

4 940.20 (8) BATTERY TO VIABLE FETUS. (a) In this subsection, "viability" has the
5 meaning given in s. 940.15 (1).

6 (b) Whoever intentionally causes bodily harm to a fetus that has reached
7 viability by an act done without the consent of the pregnant woman is guilty of a
8 Class C felony.

9 **SECTION 2.** 940.20 (9) of the statutes is created to read:

10 940.20 (9) BATTERY TO PREGNANT WOMAN. Whoever intentionally causes bodily
11 harm to a pregnant woman by an act done without the consent of the woman and

1 knowing or having reason to know that the woman is pregnant is guilty of a Class
2 D felony.

3 **SECTION 3. Initial applicability.**

4 (1) This act applies to offenses occurring on or after the effective date of this
5 subsection.

6 (END)