

State of Misconsin 2001 - 2002 LEGISLATURE

## **2001 ASSEMBLY BILL 406**

May 18, 2001 – Introduced by Representatives Schneider, Musser, Ziegelbauer, Hahn, Gunderson, Lassa, Sinicki, Berceau, M. Lehman, Powers and La Fave, cosponsored by Senator Erpenbach. Referred to Committee on Judiciary.

AN ACT to create 943.201 (3) of the statutes; relating to: jurisdiction to prosecute and punish a person in Wisconsin for misappropriation of personal identifying information or a personal identification document, and providing a penalty.

## Analysis by the Legislative Reference Bureau

Under current law, a Wisconsin court may prosecute and punish a person under Wisconsin law in this state for criminal conduct, if one of the following applies:

1. The person commits in Wisconsin any of the component acts that constitute a crime.

2. While out of the state, the person aids and abets, conspires with, advises, incites, commands, or solicits another to commit a crime in Wisconsin.

3. While out of the state, the person does an act with intent that it cause in Wisconsin a consequence that is proscribed by Wisconsin criminal law.

4. While out of the state, the person steals property and subsequently brings the stolen property into Wisconsin.

This bill provides that Wisconsin has jurisdiction to prosecute and punish a person who allegedly commits the crime of misappropriation of personal identifying information or a personal identification document while that person is outside

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Wisconsin, if the victim of the alleged crime is a resident of Wisconsin, regardless of whether any of the other requirements for establishing state jurisdiction are met.

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

1	<b>SECTION 1.</b> 943.201 (3) of the statutes is created to read:
2	943.201 (3) Regardless of whether any of the conditions under s. 939.03 $(1)$
3	apply, a person alleged to have used or attempted to use personal identifying
4	information or a personal identifying document belonging to a resident of this state
5	in violation of this section is subject to prosecution and punishment under the law
6	of this state.
7	SECTION 2. Initial applicability.
8	(1) This act first applies to offenses committed on the effective date of this
9	subsection.

10

(END)