

State of Wisconsin



2015 Assembly Bill 357

Date of enactment: **March 30, 2016**

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2015 WISCONSIN ACT 340

AN ACT *to amend* 941.375 (2); and *to create* 941.375 (1) (am) of the statutes; **relating to:** throwing or expelling a bodily fluid at a prosecutor and providing a criminal penalty.

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

SECTION 1. 941.375 (1) (am) of the statutes is created to read:

941.375 (1) (am) "Prosecutor" means any of the following:

1. A district attorney, a deputy district attorney, an assistant district attorney, or a special prosecutor appointed under s. 978.045 or 978.05 (8) (b).

2. The attorney general, a deputy attorney general, or an assistant attorney general.

SECTION 2. 941.375 (2) of the statutes is amended to read:

941.375 (2) Any person who throws or expels blood, semen, vomit, saliva, urine, feces, or other bodily substance at or toward a public safety worker or a prosecutor under all of the following circumstances is guilty of a Class I felony:

(a) The person throws or expels the blood, semen, vomit, saliva, urine, feces, or other bodily substance with the intent that it come into contact with the public safety worker or prosecutor.

(c) The public safety worker or prosecutor does not consent to the blood, semen, vomit, saliva, urine, feces, or other bodily substance being thrown or expelled at or toward him or her.

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."