State of Wisconsin
2015 - 2016 LEGISLATURE

LRBa0880/1
PJH:kjf

ASSEMBLY AMENDMENT 5,

TO ASSEMBLY BILL 147

October 14, 2015 – Offered by Representative GOYKE.

At the locations indicated, amend the bill as follows:

1. Page 3, line 15: after that line insert:

"**SECTION 8m.** 940.203 (3) of the statutes is created to read:

940.203 **(3)** In order to find an actor guilty of making a threat under this section, the court or jury must find that the actor made a statement that the actor would reasonably foresee that a listener would reasonably interpret as a serious expression of a purpose to inflict harm, as distinguished from hyperbole, jest, innocuous talk, expression of political views, or other similarly protected speech. It is not necessary that the actor have the ability to carry out the threat. In determining whether a statement is a true threat, the totality of the circumstances must be considered.".

(END)