



State of Wisconsin
2015 - 2016 LEGISLATURE

LRBa1902/1
PJH:emw

**ASSEMBLY AMENDMENT 1,
TO ASSEMBLY BILL 403**

February 4, 2016 – Offered by Representative KESSLER.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 2: delete lines 2 to 7 and substitute:

3 **“939.625 Increased penalty for criminal gang crimes. (1) (a)**

4 Notwithstanding s. 939.22 (9), in this section, “criminal gang” means an ongoing
5 organization, association, or group of 5 or more persons, whether formal or informal,
6 that has as one of its primary activities the commission of one or more of the criminal
7 acts, or acts that would be criminal if the actor were an adult, specified in s. 939.22
8 (21) (a) to (s); that has a common name or a common identifying sign or symbol; and
9 whose members individually or collectively engage in or have engaged in a pattern
10 of criminal gang activity.

11 (am) If a person is convicted of a crime under chs. 939 to 948 or 961 committed
12 for the benefit of, at the direction of, or in association with any criminal gang, with
13 the specific intent to promote, further, or assist in any criminal conduct by a member

1 of a criminal gang, the penalties for the underlying crime are increased as provided
2 in par. (b).

3 (b) If par. (am) applies:”.

4 (END)