



State of Wisconsin
2019 - 2020 LEGISLATURE

LRBs0129/1
EAW:kjf

ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 175

October 15, 2019 - Offered by Representative MAGNAFICI.

1 **AN ACT** *to amend* 940.20 (7) (a) 1g. and 940.20 (7) (b); and *to create* 940.20 (2r)
2 and 940.20 (7) (a) 4. of the statutes; **relating to:** battery to a health care
3 provider who works at a hospital or a nurse and providing a penalty.

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

4 **SECTION 1.** 940.20 (2r) of the statutes is created to read:

5 940.20 **(2r)** BATTERY TO A NURSE. (a) In this subsection, “nurse” means an
6 individual who is licensed pursuant to s. 441.06 or 441.10.

7 (b) Whoever intentionally causes bodily harm to a nurse, or to an individual
8 acting under the supervision of a nurse, who is acting in his or her professional
9 capacity, and the actor knows or has reason to know that the victim is a nurse or an
10 individual acting under the supervision of a nurse, by an act done without the
11 consent of the individual so injured, is guilty of a Class H felony.

SECTION 2. 940.20 (7) (a) 1g. of the statutes is amended to read:

940.20 (7) (a) 1g. “Emergency department” means a room or area in a hospital, as defined in s. 50.33 (2), that is primarily used to provide emergency care, diagnosis or radiological treatment.

SECTION 3. 940.20 (7) (a) 4. of the statutes is created to read:

940.20 (7) (a) 4. “Hospital” has the meaning given in s. 50.33 (2).

SECTION 4. 940.20 (7) (b) of the statutes is amended to read:

940.20 (7) (b) Whoever intentionally causes bodily harm to a health care provider who works in a hospital, an emergency department worker, an emergency medical services practitioner, an emergency medical responder, or an ambulance driver who is acting in an official capacity and who the person knows or has reason to know is a health care provider who works in a hospital, an emergency department worker, an emergency medical services practitioner, an emergency medical responder, or an ambulance driver, by an act done without the consent of the person so injured, is guilty of a Class H felony.

(END)