

City of Monona, WI
Tuesday, October 25, 2022

Chapter 335. Peace and Good Order

Article II. Offenses Against Public Safety and Peace

§ 335-18. Bullying, harassment.

[Added 5-20-2013 by Ord. No. 5-13-645]

- A. Definitions. As used in this section, the following terms shall have the following meanings, unless the context clearly indicates that a different meaning is intended:

BULLYING

A form of harassment, defined as an intentional course of conduct which is reasonably likely to intimidate, emotionally abuse, slander, threaten or intimidate another person and which serves no legitimate purpose.

COURSE OF CONDUCT

A pattern of conduct composed of a series of acts over a period of time, however short, evidencing a continuity of purpose.

HARASSMENT

Any conduct, whether verbal, physical, written or by means of any mode of communication, which:

- (1) Is prohibited by § 947.01, 947.012, 947.0125 or 947.013, Wis. Stats.; or
 - (2) Is any intentional course of conduct which is likely to create an intimidating, hostile or offensive environment, and which serves no legitimate purpose.
- B. Prohibition. It shall be unlawful for any person to engage in any bullying or harassment of a person or induce another person to engage in such bullying or harassment.
- C. Retaliation prohibited. No person shall retaliate against any person who reports any conduct which is prohibited by this section.
- D. Constitutionally protected activity. This section shall not be construed to apply to any constitutionally protected activity or speech.
- E. Parental responsibility. It shall be unlawful for any custodial parent or guardian of any unemancipated person under 18 years of age to allow or permit such person to violate the provisions of Subsection **B** above. The fact that, prior to the present offense, a parent, guardian or custodian was informed in writing by a law enforcement officer of a separate violation of Subsection **B** by the same minor occurring within 90 days prior to the present offense shall constitute a rebuttable presumption that such parent, guardian or custodian allowed or permitted the present violation.
- F. Penalties. Any person who shall violate any provision of this section shall be subject to a penalty as provided in § 1-4 of this Code.

City of Shawano, WI
Tuesday, October 25, 2022

Chapter 8. Orderly Conduct

§ 8.03. Offenses endangering public peace and good order.

(18) Bullying and harassment.

[Added 4-18-2016 by Ord. No. 1890]

- (a) Findings. The Common Council of the City of Shawano has determined that bullying and harassment disrupt the safe environment in the City; interfere with one's ability to succeed or excel in a safe environment in the City; and interfere with one's ability to participate in or benefit from programs, activities, worksites and opportunities offered to the community. The Common Council further finds that it is in the public interest to assure that every person is valued and respected regardless of perceived differences, and may live free from bullying, harassment and intimidation.
- (b) Definitions. As used in this section, the following terms shall have the following meanings, unless the context clearly indicates that a different meaning is intended:

BULLYING

A form of harassment and is defined as an intentional course of conduct which is reasonably likely to intimidate, emotionally abuse, slander, threaten or intimidate another person and which serves no legitimate purpose.

COURSE OF CONDUCT

A pattern of conduct composed of a series of acts over a period of time, however short, evidencing a continuity of purpose.

HARASSMENT

Any conduct, whether verbal, physical, written, or by means of any mode of communication, which:

1. Is prohibited by § 947.01, 947.012, 947.0125 or 947.013 of the Wisconsin Statutes; or
 2. Is any intentional course of conduct which is likely to create an intimidating, hostile or offensive environment, and which serves no legitimate purpose.
- (c) Bullying and harassment prohibited. It shall be unlawful for any person to engage in any bullying or harassment of a person or induce another person to engage in such bullying or harassment.
- (d) Retaliation prohibited. No person shall retaliate against any person who reports any conduct which is prohibited by this section.
- (e) Constitutionally protected activity. This section shall not be construed to apply to any constitutionally protected activity or speech.
- (f) Parental responsibility. It shall be unlawful for any custodial parent or guardian of any unemancipated person under 18 years of age to allow or permit such person to violate the provisions of Subsection (18)(c) or (d) above. The fact that prior to the present offense a parent, guardian or custodian was informed in writing by a law enforcement officer of a separate violation of Subsection (18)(c) or (d) by the same minor occurring within ninety (90)

days prior to the present offense shall constitute a rebuttable presumption that such parent, guardian or custodian allowed or permitted the present violation.

- (g) Penalties. Any person who shall violate any provision of this section shall be subject to a penalty as provided in § **20.04** of this Code.

which may include, but are not limited to, landlord tenant screening, tenant education, tenant eviction procedures, property maintenance plan, ordinance education, community resource assistance, server/alcohol licensing education, and other preventative practices to improve the premises. The Chief or Chief Inspector shall provide written notice to the owner of the acceptance or rejection of the nuisance abatement proposal.

- (f) Additional Nuisance Activity. Whenever the Chief or Chief Inspector determines that additional nuisance activity has occurred at a premises for which notice has been issued pursuant to Section (d), that this nuisance activity has occurred not less than fifteen days after notice has been issued nor more than one hundred eighty days after the last enforcement action, and that reasonable efforts have not been made to abate the nuisance activity, the Chief or Chief Inspector may calculate the cost of police or other staff response and enforcement for this and any subsequent nuisance activities and cause such charges and administrative costs to be assessed against the premises as a fee for current service authorized by Wis. Stats. §§ 62.11 and 66.0628 and collected as a special charge which the City may impose as a lien against the real estate upon which the premises is located. Notwithstanding the foregoing, nothing in this section shall authorize charges for calls for assistance described in Wis. Stats. § 66.0627(7) and collected as a special charge.
- (g) Appeal. The owner of any premises determined to be a chronic nuisance premises by the Chief or Chief Inspector pursuant to Section (d) may appeal the determination, or the rejection of the owner's abatement plan submitted under Section (e), to the Common Council within 30 days of the date of notice issued pursuant to Sections (d), (e) or (f) by providing written notice to the City Clerk, with a copy to the City Attorney and Police Chief. The Common Council shall set a hearing on such appeal and provide written notice of the hearing to the owner. The Common Council shall hear any and all evidence it deems relevant and shall affirm or reverse the determination of the Chief or Chief Inspector. Chapter 68 of the Wisconsin Statutes shall not apply to such an appeal or hearing. (MC #1223)

* 25.37 Anti-Bullying (MC # 1254)

- (1) Definitions. As used in this Section, the following terms shall have the following meanings, unless the context clearly indicates that a different meaning is intended:
- (a) Bullying: "Bullying" is a form of harassment and is defined as an intentional course of conduct which is reasonably likely to intimidate, emotionally abuse, slander or threaten another person and which serves no legitimate purpose.
- (b) Course of Conduct: "Course of conduct" is defined as a pattern of conduct composed of a series of acts over a period of time however short, evidencing a continuity of purpose.
- (c) Harassment: "Harassment" is defined as any conduct, whether verbal, physical, written, or by means of any mode of communication, which:
- (1) Is prohibited by Wis. Stats., §§ 947.01, 947.012, 947.0125, or 947.013; or
- (2) Is any intentional course of conduct which is likely to create an intimidating, hostile or offensive environment, and which serves no legitimate purpose.
- (2) Prohibition. It shall be unlawful for any person to engage in any bullying or harassment of a person or induce another person to engage in such bullying or harassment.
- (3) Retaliation Prohibited. No person shall retaliate against any person who reports any conduct which is prohibited by this Section.
- (4) Constitutionally Protected Activity. This Section shall not be construed to apply to any constitutionally protected activity or speech.
- (5) Parental Responsibility. It shall be unlawful for any custodial parent or guardian of any un-emancipated person under eighteen (18) years of age to allow or permit such person to violate the provisions of Subsections (2) and (3) above. The fact that prior to the present offense a parent, guardian or custodian was informed in writing by a law enforcement officer of a separate violation of Subsections (2) and (3) by the same minor occurring within ninety (90) days prior to the present offense shall constitute a rebuttable presumption that such parent, guardian or custodian allowed or permitted the present violation.
- (6) Any person who shall violate any provision of this Section shall be subject to a forfeiture of \$50 plus costs for the first offense, \$100 plus costs for the second offense, and \$250 plus costs for subsequent offenses.

SECTION II All ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

SECTION III This ordinance shall take effect upon passage and publication.

City of Oconto Falls, WI
Tuesday, October 25, 2022

Chapter 365. Peace and Good Order

§ 365-25. Bullying; harassment.

[Added 6-14-2016 by Ord. No. 16-005]

- A. Definitions. As used in this section, the following terms shall have the following meanings, unless the context clearly indicates that a different meaning is intended:

BULLYING

A form of harassment and is defined as an intentional course of conduct which is reasonably likely to emotionally abuse, slander, threaten or intimidate another person and which serves no legitimate purpose.

COURSE OF CONDUCT

A pattern of conduct composed of a series of acts over a period of time, however short, evidencing a continuity of purpose.

HARASSMENT

Any conduct, whether verbal, physical, written, or by means of any mode of communication, which:

- (1) Is prohibited by §§ 947.01, 947.012, 947.0125, or 947.013, Wis. Stats.; or
 - (2) Is any intentional course of conduct which is likely to create an intimidating, hostile or offensive environment and which serves no legitimate purpose.
- B. Prohibition. It shall be unlawful for any person to engage in any bullying or harassment of any person or induce another person to engage in bullying or harassment.
- C. Retaliation prohibited. No person shall retaliate against any person who reports any conduct which is prohibited by this section.
- D. Constitutionally protected activity. This section shall not be construed to apply to any constitutionally protected activity or speech.
- E. Parental responsibility. It shall be unlawful for any custodial parent, adult custodian, or guardian of any emancipated person under 18 years of age to allow or permit such minor to violate the provisions of Subsection **B** above. The fact that prior to the present offense, a parent, guardian or custodian was informed in writing by a law enforcement officer of a separate violation of Subsection **B** by the same minor occurring within 90 days prior to the present offense shall constitute a City of Oconto Falls Code of Ordinances § **365-25** rebuttable presumption that such parent, guardian or custodian allowed or permitted the present violation.
- F. Penalties. Any person who shall violate any provision of this section shall be subject to a penalty as provided in § **1-9**.