Sec. 50-15. - Bullying; harassment.

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(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. "Bullying" is 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. "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.

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.

(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 section 1-3.

(Ord. No. 0-23-2016, § 3, 10-25-2016)