



Modification to Ordinance 32-177 – Unlawful Use of Telephone Service

RUSK COUNTY

TO THE RUSK COUNTY BOARD OF SUPERVISORS

ROLL CALL Board Members	AYE (Yes)	NAY (No)	Abstain / Excused
1. TERRY DUSELL	✓		
2. JERRY BILLER			✓
3. ALAN RATHSACK	✓		
4. TONY HAUSER	✓		
5. TERRY WEDWICK	✓		
6. ROBERT STOUT	✓		
7. RANDY TATUR	✓		
8. TOM CUDO	✓		
9. PHIL UNTERSCHUETZ	✓		
10. JON UNTERSCHUETZ	✓		
11. PHIL SCHNEIDER	✓		
12. JIM MEYER	✓		
13. MARK SCHMITT	✓		
14. JOHN KALEPP	✓		
15. TOM HANSON	✓		
16. LOIS GOODE	✓		
17. DAVE WILLINGHAM	✓		
18. MICHAEL HRABAN	✓		
19. SHANE SANDERSON			✓
TOTAL	17	0	2

1 **WHEREAS**, Rusk County currently has an Unlawful Use of Telephone Service  
2 ordinance which prevents anyone from making telephone calls with the intent to  
3 frighten, intimidate, threaten, abuse, harass or offend the call recipient, and;  
4  
5 **WHEREAS**, the Rusk County Sheriff's Office would like to modify the ordinance  
6 to include other computerized communication systems to cover any transfer of  
7 signs, signals, writing, images, sounds, data or intelligence of any nature, or any  
8 transfer of a computer program, and;  
9  
10 **WHEREAS**, all social media platforms to be considered. Including, but not  
11 limited to, Facebook, Snapchat, Instagram, etc.  
12  
13 **NOW, THEREFORE, BE IT RESOLVED**, that the Rusk County Board of  
14 Supervisors does hereby approve the modification of Ordinance 32-177 Unlawful  
15 Use of Telephone Service as attached.  
16  
17 **BE IT FURTHER RESOLVED**, the modification to Ordinance 32-177 to the Rusk  
18 County Code of Ordinances will be effective September 1, 2022.

**BOARD ACTION**

Vote Required: Majority Vote of a Quorum

Motion to Approve Adopted  Defeated

1st Schneider Defeated

2nd Kalepp

No: 0 Yes: 17 Exc: 2

Reviewed by: \_\_\_\_\_, Corp. Counsel

Reviewed by: Jaimie Wilk, Finance Director

FISCAL IMPACT: (Note if there is any fiscal impact or not)  
no fiscal impact

**SUBMITTED BY:**  
Rusk County Emergency Services Committee

Mark Schmitt  
Mark Schmitt, Chairman

Phil Schneider  
Phil Schneider, Vice Chairman

Terry Wedwick  
Terry Wedwick

Tom Cudo  
Tom Cudo

**Certification:**

I, Connie Meyer, Clerk of Rusk County, hereby certify that the above is a true and correct copy of a resolution that was adopted on the 23 day of August, 2022 by the Rusk County Board of Supervisors.

Connie Meyer  
Connie Meyer  
County Clerk, Rusk County

## **Sec. 32-177. – Unlawful Use of Telephone Service.**

No one shall do any of the following:

1. With intent to frighten, intimidate, threaten, abuse, harass or offend, make any telephone call or send any message through their telephone or social media platforms and:
  - a. Threaten to inflict injury or physical harm to any person or the property of any person; or
  - b. Use any obscene, lewd or profane language or suggest any lewd or lascivious act.
2. Make or cause the telephone of another to repeatedly ring or send a notification alert with intent to harass any person at the contacted number or social media platform.
3. Make repeated telephone calls or send messages through a social media platform, whether or not conversation ensues, with intent solely to harass any person at the called number or social media platform.
4. Make repeated telephone calls or send messages through a social media platform, whether or not conversation ensues, without identifying themselves and with the intent to abuse, threaten, or harass any person at the called number or social media platform.
5. Knowingly permit any telephone or social media platform under their control to be used for any purpose prohibited by this section.

(Code 1987, § 9.35; Res. No. 88-56, 12-6-1988)

**State Law reference**— Unlawful use of telephone, Wis. Stats. § 947.012. and Unlawful use of computerized communication systems, Wis. Stats. § 947.0125.