

Element Sheet – Theft (<\$2500)
943.20(1)(a)

1. The defendant intentionally took and carried away movable property of another.
 - a. “Movable property” means property whose physical location can be changed.
2. The owner of the property did not consent to taking and carrying away the property.
3. The defendant knew that the owner did not consent.
4. The defendant intended to deprive the owner permanently of the possession of the property.
5. *The presence of one of the following elements (from sub. (3)(bf)-(d)) increases the penalty for this offense from a misdemeanor to a felony:*
 - i. The value of the property taken was more than \$2,500.
 - ii. The property taken was a domestic animal.
 - iii. The property was taken from (the person of another) (a corpse).
 - iv. The property was taken from a building which has been destroyed or left unoccupied because of physical disaster, riot, bombing, or the proximity of battle.
 - v. The property was taken after a physical disaster, riot, bombing or the proximity of battle has necessitated its removal from a building.
 - vi. The property taken was a firearm.
 - vii. The property was taken from (an individual at risk)(a patient or resident of a [facility under § 940.295(2)]).