
STATE OF WISCONSIN : VILLAGE OF PEWAUKEE : WAUKESHA COUNTY

ORDINANCE NO. 2025-09

**ORDINANCE TO CREATE SECTION 54.112.2 OF THE MUNICIPAL CODE OF THE
VILLAGE OF PEWAUKEE REGARDING THE PROHIBITION OF BULLYING AND
HARASSMENT**

WHEREAS, bullying and harassment are aggressive and disruptive behaviors which, amongst other things, interfere with an individual's ability to participate in or benefit from educational programs and activities, and, therefore, such conduct represents a concern for the health, safety, welfare, peace and order to the citizens of the Village of Pewaukee; and

WHEREAS, this ordinance prohibits bullying and harassment which will serve to deter such conduct within the Village of Pewaukee;

NOW THEREFORE, the Village Board of the Village of Pewaukee, Waukesha County, Wisconsin do ordain as follows:

SECTION I

Section 54.112.2 of the Municipal Code of the Village of Pewaukee is hereby created as follows:

Sec. 54.112.2: Bullying, Harassment Prohibited.

(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

(1) Bullying:

"Bullying" means any intentional course of conduct or behavior, whether verbal, physical, written, or through electronic means, directed at another person that is reasonably likely to intimidate, harass, emotionally abuse, slander, threaten, or cause harm to another person, and which serves no legitimate purpose.

(2) 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.

(3) Course of Conduct:

“Course of conduct” means a pattern of conduct composed of a series of acts over a period of time, however short, evidencing a continuity of purpose.

(B) Prohibition. It shall be unlawful for any person to engage in bullying or harassment of another person or to induce or encourage another person to engage in such conduct.

(C) Retaliation Prohibited. No person shall retaliate against any individual who reports a violation of this ordinance or who assists in any investigation or proceeding under this ordinance.

(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 un- emancipated person under eighteen (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 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.

(F) Penalties. Any person who shall violate any provision of this section shall be subject to a penalty as provided in Sec. 1.102 of this Code, and subject to a forfeiture of \$100 plus costs for the first offense, \$250 plus costs for the second offense, and \$400 plus costs for each subsequent offense.

SECTION II

All Ordinances or parts of Ordinances contravening the terms and conditions of this Ordinance are hereby to that extent repealed;

SECTION III

The several sections of this Ordinance shall be considered severable. If any section shall be considered by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the other portions of the Ordinance.

SECTION IV

This Ordinance shall take effect upon passage and publication as approved by law, and the Village Clerk shall so amend the Code of Ordinances of the Village of Pewaukee, and shall indicate the date and number of this amending Ordinance therein.

Passed and adopted this 19 day of AUGUST, 2025 by the Village Board of the Village of Pewaukee.

APPROVED:



Jeff Knutson, Village President

Countersigned:



Jenna Peter, Village Clerk