



State of Wisconsin
2023 - 2024 LEGISLATURE

LRB-0446/1
CMH:amn&cdc

2023 SENATE BILL 149

April 3, 2023 - Introduced by Senators TESTIN, WANGGAARD, MARKLEIN and TOMCZYK, cosponsored by Representatives RETTINGER, NEDWESKI, C. ANDERSON, BEHNKE, BODDEN, BRANDTJEN, DITTRICH, DONOVAN, GUNDRUM, MOSES, MURPHY, MURSAU, ORTIZ-VELEZ, ROZAR, SAPIK, SUBECK and WICHGERS. Referred to Committee on Judiciary and Public Safety.

1 **AN ACT to create** 940.225 (5) (b) 1. c. and 948.01 (5) (a) 3. of the statutes; **relating**
2 **to:** definition of “sexual contact” for purposes of crimes against children and
3 sexual assault and providing a penalty.

Analysis by the Legislative Reference Bureau

Current law defines “sexual contact” for the purposes of crimes against children and the crime of sexual assault. In the definitions in current law, if the perpetrator intentionally touches the victim’s intimate parts, or if the perpetrator instructs the victim to intentionally touch the intimate parts of the perpetrator or another person, for the purpose of sexually degrading or sexually humiliating the victim or sexually arousing or sexually gratifying the perpetrator, then it is “sexual contact.” Under this bill, “sexual contact” also includes when the victim is made to touch the ejaculate, urine, or feces of any person upon instruction from the perpetrator, upon the use or threat of force or violence by the perpetrator, or upon an intentional act of the perpetrator, if the purpose is to sexually degrade or sexually humiliate the victim or sexually arouse or sexually gratify the perpetrator.

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a report.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

