



**State of Wisconsin
1995 - 1996 LEGISLATURE**

LRB-0168/2
RPN:kmg:lpa

1995 ASSEMBLY BILL 747

December 19, 1995 – Introduced by Representatives KRUSICK, LADWIG, BOCK, HANSON, HARSDORF, F. LASEE, NOTESTEIN, PLACHE, SPRINGER, WASSERMAN and OLSEN, cosponsored by Senators PETAK, ANDREA, BURKE and BUETTNER. Referred to Committee on Criminal Justice and Corrections.

1 **AN ACT** *to repeal* 939.74 (2) (d); and *to amend* 939.74 (2) (c) of the statutes;
2 **relating to:** time limits for prosecution of crimes against children.

Analysis by the Legislative Reference Bureau

Under current law, generally the time limit for commencing criminal actions is 6 years for a felony and 3 years for a misdemeanor, as measured from the date that the criminal act was committed. One of the exceptions to the general rule is for serious crimes against children (such as sexual assault, physical abuse and incest with a child), which must be commenced before the victim reaches the age of 26 years. Another exception to the general rule is for repeated acts of sexual assault against a child, which may be commenced within the general time limits or until the victim becomes 25 years of age, whichever is later.

This bill requires that a criminal action for a serious crime against a child, including repeated acts of sexual assault against a child, be commenced before the victim becomes 30 years of age.

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

3 **SECTION 1.** 939.74 (2) (c) of the statutes is amended to read:
4 939.74 (2) (c) A prosecution for violation of s. 948.02, 948.025, 948.03, 948.04,
5 948.05, 948.06, 948.07 or 948.08 shall be commenced before the victim reaches the
6 age of 26 30 years, or be barred.
7 **SECTION 2.** 939.74 (2) (d) of the statutes is repealed.

SECTION 3. Initial applicability.

(1) This act first applies to offenses not barred from prosecution on the effective date of this subsection.

4 (END)